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TUESDAY, January 2, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Tuesday, January 2, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:08 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker, Ward - 10.

Noted absent at first roll call:

Supervisor Maher - 1.

Quorum present.

Supervisor Maher was noted present at 2:20 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Nelder, moved that the Journals of Proceedings for Monday, August 28 and Tuesday, September 5, 1989, be approved.

Motion carried by the following vote:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker, Ward - 10.

Absent: Supervisor Maher - 1.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]
Ordinance appropriating \$40,000, Commission on the Status of Women, for professional and special services (legal assistance for restraining order), for fiscal year 1989-90. (Supervisor Walker)

Tuesday, January 2, 1990

File 101-89-63, Ordinance No. 7-90

Finally passed.

[Government Funding]

Ordinance appropriating \$23,150, Police Department, for program project budget (overtime-uniform and materials and supplies). (Controller)

File 101-89-64, Ordinance No. 8-90

Finally passed.

[Advertising Transit Shelters]

Ordinance approving first amendment to Advertising Transit Shelter Agreement between City and County, through its Public Utilities Commission, and Gannett Outdoor Company, Inc., of Northern California. (Public Utilities Commission)

File 7-89-7, Ordinance No. 1-90

Finally passed.

[Market Street Art Maintenance, Art Acquisition and Youth Arts Fund]
Ordinance amending the Administrative Code, establishing three special funds: (1) for the receipt of revenue from Transit Shelter Advertising on Market Street for the purpose of maintenance of public art on Market Street; (2) for acquiring public art for Market Street; and (3) for providing programs and other opportunities for the talents and creativity of young artists; companion measure to File 7-89-7. (Public Utilities Commission)

File 97-89-51, Ordinance No. 4-90

(Adds Sections 10.117-93, 10.117-94, and 10.117-95.)

Finally passed.

[Credit Cards]

Ordinance amending the Administrative Code, to authorize the Health Commission of the City and County to accept payments by credit cards at San Francisco General Hospital and Laguna Honda Hospital. (Supervisor Kennedy)

File 97-89-12, Ordinance No. 5-90

(Adds Section 10.11-1.)

Finally passed.

[Controller's Quarterly Audit of the Treasurer]

Ordinance amending the Administrative Code, directing the Controller to audit on a quarterly basis the accounts of the Treasurer. (Controller)

File 97-89-57, Ordinance No. 6-90

(Adds Section 10.6-3.)

Finally passed.

From Special Earthquake Recovery Committee
Without Recommendation

Finally Passed

[Temporary Rent Reductions Due to Earthquake Damage]
Ordinance providing that restoring rent levels after temporary rent reductions for tenants due to damage as a result of the earthquake of October 17, 1989 does not constitute a rent increase for purposes of the Residential Rent Stabilization and Arbitration Ordinance. (Supervisor Kennedy)

File 270-89-26, Ordinance No. 12-90

Finally passed.

Recommendations of Governmental Operations Committee

Passed for Second Reading

[Lease]
Ordinance authorizing and approving lease of second through fifth floors in Building 40 and the third floor in Building 9 at San Francisco General Hospital to J. David Gladstone Foundation for the installation and operation of cardiovascular research laboratories. (Real Estate Department)

File 65-89-10, Ordinance No.

Passed for second reading.

Adopted

[Grant - State Funds]
Resolution authorizing the Department of Public Health, Division of Mental Health, Substance Abuse and Forensic Services, to apply for, accept and expend a grant of \$13,510 from the State Department of Mental Health for primary prevention in schools project. (Mayor)

File 146-89-70, Resolution No. 22-90

Adopted.

[Grant - Federal Funds]
Resolution authorizing the Department of Public Health, Community Public Health Services, Sexually Transmitted Disease Control Program, to accept and expend an augmentation to the 1989 STD Control Project Grant in the amount of \$167,200 from the Centers for Disease Control for Sexually Transmitted Disease Control. (Mayor)

File 146-89-71, Resolution No. 23-90

Adopted.

Tuesday, January 2, 1990

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Central Administration, to accept and expend a grant augmentation of \$4,595,000 from the State Department of Health Services for a Multidisciplinary AIDS Research Center at San Francisco General Hospital. (Mayor)

File 146-89-72, Resolution No. 24-90

Adopted.

Recommendations of Public Works Committee

Adopted

[Stop Intersections]

Resolution designating certain intersections as "Stop" intersections. (Department of Public Works)

File 18-89-18, Resolution No. 8-90

(Stop Signs - Establish

Pacheco Street and 30th Avenue, northeast and southwest corners, stopping Pacheco Street traffic.

Cayuga Avenue and Sickles Avenue, northeast and southwest corners, stopping Cayuga Avenue traffic.)

Adopted.

[Stop Intersections]

Resolution designating certain intersections as "Stop" intersections. (Department of Public Works)

File 18-89-19, Resolution No. 9-90

(Stop Signs - Establish

30th Avenue and Balboa Street, northeast and southwest corners, stopping Balboa Street traffic (makes this an all way Stop);

32nd Avenue and Balboa Street, northeast and southwest corners, stopping Balboa Street traffic (makes this an all way Stop).

Adopted.

[Stop Intersections]

Resolution designating certain intersections as "Stop" intersections. (Department of Public Works)

File 18-89-20, Resolution No. 10-90

(Stop Sign - Establish

Baden Street and Joost Avenue, southeast and northwest corners, stopping Baden Street traffic (makes this an all way Stop).

Adopted.

[Parking Regulations]

Resolution enacting parking regulations, various streets.
(Department of Public Works)

File 19-89-7.1, Resolution No. 11-90

(Parking Meter Area "2" - Extend

Bryant Street, south side, from Second street to 100 feet east of Rincon Street;

Bryant Street, north side, from Second Street to Rincon Street;

Second Street, east side, from Bryant Street to Folsom Street;

Second Street, west side, from Bryant Street to Folsom Street.)

Adopted.

[Parking Regulations]

Resolution enacting and rescinding parking regulations, various streets. (Department of Public Works)

File 19-89-12, Resolution No. 12-90

(4 Hour Parking Time Limit, 7 AM to 6 PM, Monday thru Friday - Rescind

Jerrold Avenue, both sides, between Phelps and Quint Streets.

8 Hour Parking Time Limit, 7 AM to 6 PM, Monday thru Friday - Establish

Jerrold Avenue, both sides, between Phelps and Quint Streets.)

Adopted.

[Parking Regulations]

Resolution enacting parking regulations, various streets.
(Department of Public Works)

File 19-89-13, Resolution No. 13-90

(Tow-Away, No Parking Any Time - Establish

Chestnut Street, north side, from Culebra Terrace to 17 feet west (17 foot zone).

Culebra Terrace, east side, from the south side of Chestnut Street to 49 feet north (49 foot zone to include the intersection area on the east side).

Greenwich Street, 1200 Block (west of Hyde Street), north side, from the end to 16 feet east (16 foot zone).

Adopted.

[Traffic Regulations]

Resolution enacting and rescinding traffic regulations, various streets. (Department of Public Works)

File 20-89-15, Resolution No. 14-90

(No Right Turn - Establish

Market Street, westbound, at Ellis Street;

Stockton Street, southbound, at Market Street.

One Way Street - Rescind

Ellis Street between Stockton Street and Cyril Magnin Street.

Tuesday, January 2, 1990

Right Lane Must Turn Right Into Ellis Street - Establish
Stockton Street, southbound, at Ellis Street.

Crosswalk Closure - Establish
Stockton Street at Ellis Street, north crosswalk crossing
Stockton Street.

No Left Turn Into Market Street - Establish
Ellis Street, eastbound, at Market Street

No U Turn - Establish
Third Street, northbound, at the following intersections:
Fitzgerald Avenue
Egbert Avenue
Donner Avenue
Bancroft Avenue
Armstrong Avenue
Wallace Avenue.

Crosswalk Closure - Establish
Lake Merced Boulevard and Winston Drive, south side crosswalk.
Hayes Street and Pierce Street, east side crosswalk.

Left Lane Must Turn Left - Establish
Fulton Street, westbound, at Great Highway.

One Way Street - Establish
Birch Street, eastbound, between Octavia Street and Laguna
Street.)

Adopted.

The foregoing items on the Consent Calendar were acted upon by
the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Kennedy, Nelder, Walker, Ward - 10.

Absent: Supervisor Maher - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$133,626, City Planning, for permanent
salaries, temporary salaries and related mandatory fringe benefits,
overtime, other contractual services, court reporter transcripts,
telephone, office supplies, minor furnishing, furniture and services
of other departments - Building Repair, for the creation of one
position, Classification A009 Deputy Zoning Administrator and
deletion of one position, Classification 5283 Planner V - Urban
Design. (Controller)

File 101-89-56, Ordinance No. 10-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Walker, Ward - 6.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Britt, Gonzalez, Hongisto, Maher - 4.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of City Planning, reflecting the addition and the deletion of one position in the Department of City Planning; companion measure to File 101-89-56. (Civil Service Commission)

File 102-89-21, Ordinance No. 11-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Walker, Ward - 6.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Britt, Gonzalez, Hongisto, Maher - 4.

Passed for Second Reading

(Supervisor Hallinan dissenting in Committee.)

[Government Funding]

Ordinance appropriating \$51,497, Mayor's Office of Housing, (Affordable Housing Action Plan) for permanent salaries and related mandatory fringe benefits and property rental, for the creation of two positions. (Controller)

File 101-89-57, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 8.

Noes: Supervisors Hsieh, Maher, Nelder - 3.

(Supervisor Hallinan dissenting in Committee.)

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Mayor's Office, reflecting the addition of two positions, Classifications 5410 Intergovernmental Affairs Coordinator and 9786 Assistant to Mayor III; companion measure to File 101-89-57. (Civil Service Commission)

File 102-89-22, Ordinance No.

Passed for second reading by the following vote:

Tuesday, January 2, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 8.

Noes: Supervisors Hsieh, Maher, Nelder - 3.

Finally Passed

[Government Funding]

Ordinance appropriating \$223,990, Mayor's Office of Community Development, for professional - special service contracts, temporary salaries (Dispute Resolution Program); and providing for ratification of action previously taken. (Controller)

File 101-89-66, Ordinance No. 9-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Recommendations of Governmental Operations Committee

[Lease of Property]

Ordinance authorizing and approving lease of City-owned property located at the intersection of Del Vale Avenue and O'Shaughnessy Boulevard to the Miraloma Park Improvement Club for an automobile parking lot. (Real Estate Department)

File 65-89-9, Ordinance No. 2-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

From Rules Committee Without Recommendation

Finally Passed

[Conflict of Interest Code]

Ordinance adopting by reference as the Conflict of Interest Code for certain agencies of the City and County, the provisions of the Model Conflict of Interest Code adopted by the California Fair Political Practices Commission, providing for the filing of statements of economic interests, disclosure categories, designated positions, and filing officers, by amending the Administrative Code. (Rules Committee)

File 76-88-1, Ordinance No. 3-90

(Adds Chapter 58.)

Finally passed by the following vote:

Tuesday, January 2, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Consideration Continued

[Rules of Order - Appointees, Applications]

Motion amending Chapter 5, Rule 5.1, of the Rules of Order of the Board of Supervisors, requiring applicants for appointments to committees and commissions, which are subject to approval by the Board of Supervisors, to file applications with the Rules Committee at least seven days prior to the date on which such application shall be considered by the Rules Committee. (Supervisor Kennedy)

File 56-89-6

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to amend by adding a clarifying sentence as follows: "If the required information is not submitted at least seven days prior to the Rules Committee meeting, the Rules Committee shall not recommend to the full Board the person for appointment."

After a period of debate, there being no objection, Supervisor Kennedy withdrew her motion to amend.

Supervisor Kennedy, seconded by Supervisor Maher, moved to amend as follows: "Notwithstanding this requirement placed on each applicant, the Rules Committee may recommend to the full Board any person for appointment who meets the legal requirement."

After a period of debate, there being no objection, Supervisor Kennedy withdrew her motion to amend.

Supervisor Kennedy, seconded by Supervisor Hsieh, moved amendment as follows: "If the required information is not submitted at least seven days prior to the Rules Committee meeting, the Rules Committee shall forward the matter to the full Board without recommendation."

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hongisto, Hsieh, Kennedy - 5.

Noes: Supervisors Britt, Gonzalez, Maher, Nelder, Walker, Ward - 6.

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to continue consideration to January 8, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder - 9.

Noes: Supervisors Walker, Ward - 2.

NEW BUSINESS

Recommendations of Governmental Operations Committee

Tuesday, January 2, 1990

Adopted

[Salary and Wage]

Resolution fixing highest generally prevailing wage rates, private employment on public contracts. (Civil Service Commission)

File 106-89-8, Resolution No. 19-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Cement Masons Local 580. (Employee Relations Division)

File 93-89-24, Resolution No. 16-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Painters, Local #4, District Council No. 8. (Employee Relations Division)

File 93-89-25, Resolution No. 17-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Transport Workers Union of America, AFL-CIO and Supervisory Employees Association Muni Transport Workers Union, Local #200. (Employee Relations Division)

File 93-89-26, Resolution No. 18-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Tuesday, January 2, 1990

[Agreement]

Resolution authorizing the execution of an agreement between the City and County and the State of California Department of Social Services which shall provide funding in the amount of \$247,576 to City and County for providing Foster Family Home Licensing services for Fiscal Year 1989-90, commencing July 1989. (Department of Social Services)

File 107-89-13, Resolution No. 20-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Recommendations of Public Works Committee

Passed for Second Reading

[Residential Permit Parking Hours for School Permits]

Ordinance amending Traffic Code, authorizing the issuance of a certain number of parking permits to educational institutions located in residential parking permit areas, by changing the hours during which these permits are valid from 8:00 a.m. through 2:00 p.m. to 8:00 a.m. through 3:00 p.m. (Supervisor Kennedy)

File 40-89-19, Ordinance No.

(Amends Section 308.3.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

Adopted

[May 1990 California Water Awareness Campaign]

Resolution sponsoring, supporting and participating in the May 1990 California Water Awareness Campaign. (Supervisor Kennedy)

File 4-89-24, Resolution No. 5-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Consideration Continued

Tuesday, January 2, 1990

[Permits]

Resolution endorsing a proposal by the Department of Public Works to update and streamline Public Works Code by condensing currently twenty-seven categories of encroachment permits into two categories entitled "Encroachment Permits and Street Use Permits". (Department of Public Works)

File 10-89-14. Resolution No.

Supervisor Hallinan, seconded by Supervisor Nelder, moved to continue consideration to January 8, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Adopted

[Taxicab Stands]

Resolution establishing and rescinding location of taxicab stands on Parnassus Avenue. (Department of Public Works)

File 15-89-1.1. Resolution No. 6-90

(Taxicab Stand - Establish

Parnassus Avenue, north side, from 212 feet to 254 feet west of Hillway Avenue.

Taxicab Stand - Rescind

Parnassus Avenue, south side, from approximately 340 feet west of Hillway Avenue to 51 feet westerly (between driveways to U.C. Hospital).

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

[Taxicab Stands]

Resolution establishing taxicab stand on Fourth Street. (Department of Public Works)

File 15-89-7. Resolution No. 7-90

(Taxicab Stand - Establish

Fourth Street, east side, from 28 feet to 84 feet south of Stevenson Street (56 foot zone).

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Adopted as Amended

Tuesday, January 2, 1990

[Fines for Illegal Parking in Bus Zones]

Resolution memorializing the Municipal Court of the City and County to increase the fines for illegal parking in bus zones from \$20 to ((\$100)) \$50 (Public Works Committee)

File 124-89-19.1, Resolution No. 21-90

Supervisor Gonzalez, seconded by Supervisor Walker, moved to continue consideration to January 16, 1990.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Gonzalez, Hongisto, Nelder, Walker - 4.

Noes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Ward - 7.

Supervisor Maher, seconded by Supervisor Alioto, moved to table.

Motion to table refused adoption by the following vote:

Ayes: Supervisors Alioto, Britt, Maher, Nelder, Ward - 5.

Noes: Supervisors Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker - 6.

Supervisor Hallinan, seconded by Supervisor Walker, moved to amend title, line 4 and page two, line five to delete "\$100" and insert "\$50".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Ward - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Walker - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy - 6.

Noes: Supervisors Britt, Maher, Nelder, Walker, Ward - 5.

Adopted

[Embarcadero Freeway - Technical Advisory Task Force]

Resolution urging the Mayor to urge the Directors of the Department of Public Works, Port Commission, Department of City Planning and Public Utilities Commission to establish a Technical Advisory Committee in conjunction with the Mayor's Office for the purpose of preparing and reporting to the Board of Supervisors an evaluation of replacement transportation systems and traffic routes as proposed alternatives to the Embarcadero Freeway and requesting that such report be submitted to the Board of Supervisors within 15 days of the Caltrans study and cost analysis of transportation alternatives to the Embarcadero Freeway. (Supervisors Hallinan, Maher, Hongisto)

File 272-89-4, Resolution No. 26-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Recommendations of Human Services Committee

Passed for Second Reading

[Smoking Prohibition]

Ordinance amending Health Code, to prohibit smoking in all automatic laundries or launderettes. (Supervisor Nelder)

File 118-89-5, Ordinance No.

(Amends Section 1008.2.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Noes: Supervisors Kennedy, Walker, Ward - 3.

Adopted

[Trauma Room for Rape Victims at San Francisco General Hospital]
Resolution urging San Francisco General Hospital to continue to implement city policy to set aside a priority room for purposes of waiting and examination area for victims of rape. (Supervisors Nelder, Hongisto, Gonzalez)

File 186-89-11, Resolution No. 25-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Recommendation of Oversight Committee

Adopted

[Grand Jury Recommendations]

Motion directing the Clerk of the Board of Supervisors to submit comments on the recommendations of the 1989-90 Civil Grand Jury relating to the Voter Information Pamphlet to the Presiding Judge of the Superior Court who empaneled that Civil Grand Jury. (Oversight Committee)

File 39-89-5

Tuesday, January 2, 1990

Supervisor Hsieh moved to continue consideration for one month.
Motion lost for want of a second.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Supervisor Hsieh requested the Journal of Proceeding to reflect that at the time the vote was taken, he was of the impression it was on his motion to continue the matter and that he would have voted "no" on the item.

From Rules Committee Without Recommendation

Adopted

[Appointment]

Resolution appointing member to the San Francisco Task Force on Service Station Conversions. (Rules Committee)

File 92-89-44.1, Resolution No. 15-90

(Seth Ligon, service station dealer, for the 18-month term ending March 13, 1991.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker - 6.

Absent: Supervisor Hsieh, Kennedy, Maher, Nelder, Ward - 5.

Supervisor Kennedy Excused

President Britt announced he had excused Supervisor Kennedy from the remainder of the meeting.

PUBLIC COMMENT

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the Public Comment portion of the meeting closed.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-1, Resolution No. 2-90

(Wendy Nelder, member, Board of Supervisors, December 26-January 1, 1990; Buck Bagot, Vice President, Redevelopment Agency, December 20-26 and December 27-January 1, 1990; John Blumlein, member, Health Commission, December 23-January 1, 1990; Arnold Chin, member, Parking Authority, December 26-31; H. Welton Flynn, member, Public Utilities Commission, December 7-9; Dick Grosboll, member, Parking Authority, December 22-27; Sonia Melara, member, Parking Authority, February 23-March 10, 1990; Grant S. Mickins, member, Civil Service Commission, December 9-15; Darshan Singh, Chairman, Parking Authority, December 16-18 and January 3-15, 1990; Arthur V. Toupin, member, Public Utilities Commission, December 29 January 8, 1990; Zuretti L. Goosby, Vice President, Airports Commission, January 10-17, 1990).

Adopted.

[Interim Controls, Gasoline Stations]
Resolution amending Resolution No. 759-89, imposing Interim Controls to temporarily prohibit the conversion of service stations to non-service station uses for an eighteen month period, and establishing a task force to study permanent controls to advise the Board of Supervisors, by clarifying the membership of the task force to include a representative of service station dealers.
(Supervisors Hallinan and Walker)

File 111-89-5.2, Resolution No. 4-90

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker - 6.

Absent: Supervisors Hsieh, Kennedy, Maher, Nelder, Ward - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Hotel Conversion Ordinance]
Substitute ordinance amending Administrative Code by repealing Chapter 41 (Residential Hotel Unit Conversion and Demolition) and enacting a new Chapter 41; and amending Building Code by amending Section 333.2 to amend the Hotel Conversion Fee Schedule.
(Supervisors Walker, Ward and Hallinan presented.) Referred to Land Use Committee.

File 113-89-2

Tuesday, January 2, 1990

[Conflict of Interest Code]

Ordinance amending Administrative Code by amending Section 58.180 to add legal counsel to the Controller and by adding Section 58.210 to add the Board of Permit Appeals with disclosure responsibilities under the conflict of interest code. (Supervisor Hsieh presented.) Referred to Rules Committee.

File 76-90-1

[Crane Inspection and Prohibition]

Ordinance amending Building Code by adding Section 306(a) (19) A-E relating to crane inspection and the prohibition of increasing the height of a crane during business hours. (Supervisor Hongisto presented.) Referred to Public Works Committee.

File 114-90-1

[Permits, Chinatown Peddlers]

Ordinance amending Traffic Code by amending Section 68 to establish three year period permits for selling from a vehicle in Chinatown on Powell Street between Pacific Avenue and Jackson Street. (Supervisor Kennedy presented.) Referred to Human Services Committee with request it be heard as soon as possible.

File 124-90-1

Adopted

[Street Closing]

Resolution authorizing temporary closing of portions of various streets on January 15, 1990, between the hours of 10:30 a.m. and 1:00 p.m., for Martin Luther King's birthday celebration.

File 42-90-1 Resolution No. 3-90

Supervisor Ward presented for immediate adoption.

Supervisor Ward, seconded by Supervisor Walker, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker, Ward - 9.

Absent: Supervisors Kennedy, Maher - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker - 6.

Absent: Supervisors Hsieh, Kennedy, Maher, Nelder, Ward - 5.

Referred to Committee

[Grant, State Funds]

Resolution authorizing the Adult Probation Department to amend Contract Number 389-86 between the Board of Corrections and the City and County by extending the expiration date for a thirty-day period; to accept and expend funds in the amount of \$4,880 for said thirty days for the salary and benefits of an 8442 Probation Officer whose services will be provided to the State Board of Corrections as a consultant on areas of concern to local criminal justice agencies. (Supervisor Kennedy presented.) Referred to Governmental Operations Committee with request it be heard as soon as possible.

File 130-90-1

[Flower Stand Renovation]

Resolution urging his Honor, the Mayor, to urge the Director of Public Works to improve by cleaning, renovation and painting the flower vending structures under his jurisdiction to return them to such a state that their presence enhances the street and also adds to the City's efforts to beautify Market Street. (Supervisor Nelder presented.) Referred to Public Works Committee.

File 175-90-1

Requests for Hearings

File 274-89-1, By Supervisors Gonzalez and Ward: To consider feasibility of increasing City resources to assist preventing an undercount of ethnic minority persons in the 1990 U.S. Census. Referred to Human Services Committee with request it be heard as soon as possible.

File 18-90-1, By Supervisor Gonzalez: To consider installation of Stop sign at Naples and Avalon Streets. Referred to Public Works Committee.

File 174-90-1, By Supervisor Nelder: To consider enacting legislation creating a City delegation/task force under the auspices of the Mayor's Office to facilitate the acquisition and installation of state-of-the-art public street toilets/kiosks. Referred to Public Works Committee.

File 176-90-1, By Supervisor Nelder: To consider efforts by Pennzoil Company to take over Chevron Corporation and to consider enacting legislation encouraging Chevron to remain independent and offering the corporation any applicable City services which might be helpful to the company's resisting the takeover attempt. Referred to Economic Development Committee.

File 177-90-1, By Supervisor Gonzalez: To consider progress of Yerba Buena Center and Moscone Center expansion developments. Referred to Public Works Committee.

File 178-90-1, By Supervisor Kennedy: To consider allegations by various security officers of discriminatory practices at the Fine Arts Museum. Referred to Human Services Committee.

File 270-90-1, By Supervisor Nelder: To consider what seismic reports are available on the safety of the main library and its branches and what information is necessary for the reorganization, transfer and storage of books and equipment in response to earthquake-related damages. Referred to Earthquake Recovery Committee.

Tuesday, January 2, 1990

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Nelder, that Budget Analyst prepare report examining how many people Chevron Corporation employs in San Francisco and the economic impact to the City if those jobs were eliminated and what impact similar successful takeover attempts have had on the employees of the company that was taken over.

By Supervisor Gonzalez, that letters be sent to Chief Administrative Officer and Executive Director, Redevelopment Agency, notifying them hearings have been called to review progress of Yerba Buena Center and Moscone Center expansion developments.

By Supervisor Gonzalez, that letter of inquiry be sent to Presiding Judge, Municipal Court, to determine whether the \$40 fine (recommended by the Board of Supervisors in 1987) for parking on a sidewalk (driveway exempted) will be included in the schedule of bails effective July 1, 1990.

By Supervisor Gonzalez, that letter be sent to General Manager, Municipal Railway, inquiring whether the Number 19 bus line is still making a left-hand turn at the corner of 26th and Wisconsin Streets and whether consideration has been given to request to not turn at this location.

By Supervisor Gonzalez, that letter be sent to Administrator, Laguna Honda Hospital, inquiring about the condition of patient, Elizabeth O'Donnell.

By Supervisor Gonzalez, that City Attorney prepare appropriate legislation which will allow the arrest of any trespassers ejected from a San Francisco Housing Authority project within the previous 30 days by Housing Authority or City Police. The proposed ordinance should provide that when a trespasser encounters police he be given notice he will be arrested if he returns. After the 30 day period the process would begin again; the penalty for conviction to be maximum six month sentence and \$1,000 fine.

By Supervisor Kennedy, that letter be sent to Civil Service Commission inquiring whether there is a process for review of examinations (by the test taker) given by the City. If there is a process, please explain and if there is none, why not?

By Supervisor Kennedy, that letter of inquiry be sent to Director of Public Works to determine what action has been taken concerning a request dated August 30, 1989, to install a Stop sign at the intersection of 16th Avenue and Noriega Street and the feasibility of retaining existing Stop signs at westbound Lawton Street at Lomita Avenue and southbound 16th Avenue at Moraga Street.

By Supervisor Nelder, that City Attorney issue an opinion on whether honorably retired San Francisco Police Officers with 20 or more years of service may "vest" with the Retirement System to carry a concealed weapon under Section 12027 of the Penal Code.

By Supervisor Hsieh, that Budget Analyst perform review and analysis within 60 days of the Deputy Mayor functions of the Office of the Mayor to include but not limited to the following questions:

How many Deputy Mayor positions are now authorized and filled?

When was the first Deputy Mayor position established and for what purpose?

What are the specific responsibilities of each current Deputy Mayor?

What are their Civil Service classifications?

Have Civil Service job specifications been developed for these positions? if not, have any other job specifications been created?

What are the annual salaries of each Deputy Mayor? What are the benefits and prerequisites of these positions?

What are the funding sources for the Deputy Mayor positions?

How many of the current Deputy Mayors are San Francisco residents?

What are the working titles of each Deputy Mayor and how are they used? Was it a misrepresentation for the Deputy Mayor for Finance to send out a Proposition "P" campaign letter under unofficial "City of San Francisco" stationery, signing her title as "Budget Director"?

What are the controls with respect to the responsibilities, accountability and workload of each Deputy Mayor?

What conflict of interest laws are these positions subject to? Obtain and review filings made in compliance with these laws.

Do other California or U.S. cities of similar size have Deputy Mayors? What are their salaries and responsibilities?

Do the Deputy Mayors and/or any other positions in the Mayor's Office officially serve as liaisons with the Offices of the Board of Supervisors? If so, what are their specific duties? To whom do they report on such matters?

How many Assistant to the Mayor positions are now authorized and filled?

What is the difference between the Deputy Mayor and the Assistant to the Mayor positions?

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

David Glassbery (Supervisor Britt)
Allan Boursse (Supervisor Nancy G. Walker)
Giorgio Melloni (Supervisor Nancy G. Walker)
Eloise Boyd (Supervisor Doris M. Ward)
Hank Cook (Supervisors Hongisto, Britt)
William Dea (Supervisor Hsieh)

File 2-90-1

Unanimously adopted by a rising vote.

Tuesday, January 2, 1990

ADJOURNMENT

There being no further business, the Board at the hour of 4:44 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Tuesday, January 2, 1990

Approved by the Board of Supervisors on May 29, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, January 8, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:08 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder - 6.

Noted absent at first roll call:

Supervisors Hongisto, Hsieh, Maher, Walker, Ward - 5.

Quorum present.

Supervisor Hongisto was noted present at 2:25 p.m.

Supervisor Hsieh was noted present at 2:10 p.m.

Supervisor Maher was noted present at 2:19 p.m.

Supervisor Walker excused, on official leave of absence.

Supervisor Ward was noted present at 2:16 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Alioto, moved that the Journal of Proceedings for Monday, September 11, 1989, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder - 7.

Absent: Supervisors Hongisto, Maher, Walker, Ward - 4.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Britt requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Governmental Operations Committee

Consideration Continued

[Lease of Property]

Resolution authorizing amendment and extension of lease of real property at 1049 Market Street, Suites 607 and 609 and extension of certain leases of real property at 948 Pacific Avenue and 1220 Fillmore Street for the Police Department, Senior Escort Program. (Real Estate Department)

File 64-89-42, Resolution No.

Supervisor Nelder, seconded by Supervisor Gonzalez, moved to continue consideration to January 16, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder - 7.

Absent: Supervisors Hongisto, Maher, Walker, Ward - 4.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Governmental Operations Committee

Finally Passed

[Lease]

Ordinance authorizing and approving lease of second through fifth floors in Building 40 and the third floor in Building 9 at San Francisco General Hospital to J. David Gladstone Foundation for the installation and operation of cardiovascular research laboratories. (Real Estate Department)

File 65-89-10, Ordinance No. 17-90

Finally passed.

Passed for Second Reading

[Airport Lease and Use Agreement]

Ordinance approving the "Modification to Lease and Use Agreement No. 82-0115" between Delta Airlines, Inc., and the City and County acting by and through its Airports Commission. (Airports Commission)

File 27-89-10, Ordinance No. 18-90

Passed for second reading.

Recommendations of Finance Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation (attorneys' fees) of the Socialist Action Party Larson against the City and County by payment of \$22,000. (City Attorney)

File 45-89-54, Ordinance No.

(Federal Court No. C-89-0147)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Elizabeth Windom against the City and County by payment of \$25,000. (City Attorney)

File 45-89-56, Ordinance No.

(Superior Court No. 893-238)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Niagara Investors v. City and County et al., to quiet title to real property by stipulation to a judgment that the City and County disclaims and abandons any interest in the real property. (City Attorney)

File 45-89-57, Ordinance No.

(Superior Court No. 911-839)

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Veron C. Watters by payment of \$12,500. (City Attorney)

File 48-89-15, Resolution No. 32-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder - 7.

Absent: Supervisors Hongisto, Maher, Walker, Ward - 4.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

(Supervisor Hallinan dissenting in Committee.)

[Government Funding]

Ordinance appropriating \$51,497, Mayor's Office of Housing, (Affordable Housing Action Plan) for permanent salaries and related mandatory fringe benefits and property rental, for the creation of two positions. (Controller)

File 101-89-57, Ordinance No. 13-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Ward - 6.

Noes: Supervisors Hsieh, Maher, Nelder - 3.

Absent: Supervisors Hongisto, Walker - 2.

(Supervisor Hallinan dissenting in Committee.)

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Mayor's Office, reflecting the addition of two positions, Classifications 5410 Intergovernmental Affairs Coordinator and 9786 Assistant to Mayor III; companion measure to File 101-89-57. (Civil Service Commission)

File 102-89-22, Ordinance No. 14-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Ward - 6.

Noes: Supervisors Hsieh, Maher, Nelder - 3.

Absent: Supervisors Hongisto, Walker - 2.

From Rules Committee Without Recommendation

Consideration Continued

[Rules of Order - Appointees, Applications]

Motion amending Chapter 5, Rule 5.1, of the Rules of Order of the Board of Supervisors, requiring applicants for appointments to committees and commissions, which are subject to approval by the Board of Supervisors, to file applications with the Rules Committee

at least seven days prior to the date on which such application shall be considered by the Rules Committee. (Supervisor Kennedy)

File 56-89-6

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to continue consideration to January 16, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

Recommendations of Public Works Committee

Finally Passed

[Residential Permit Parking Hours for School Permits]
Ordinance amending Traffic Code, authorizing the issuance of a certain number of parking permits to educational institutions located in residential parking permit areas, by changing the hours during which these permits are valid from 8:00 a.m. through 2:00 p.m. to 8:00 a.m. through 3:00 p.m. (Supervisor Kennedy)

File 40-89-19, Ordinance No. 15-90

(Amends Section 308.3.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Ward - 7.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hongisto, Maher, Walker - 3.

Adopted as Amended

[Permits]

Resolution endorsing a proposal by the Department of Public Works to update and streamline Public Works Code by condensing currently twenty-seven categories of encroachment permits into two categories entitled "Encroachment Permits and Street Use Permits". (Department of Public Works)

File 10-89-14, Resolution No. 30-90

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to amend line 23, after the word "principle," by adding "as amended on 12/19/89 and contained in Board of Supervisors' File 10-89-14".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder - 8.

Absent: Supervisors Hongisto, Walker, Ward - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder - 8.

Absent: Supervisors Hongisto, Walker, Ward - 3.

Recommendations of Human Services Committee

Finally Passed

[Smoking Prohibition]

Ordinance amending Health Code, to prohibit smoking in all automatic laundries or launderettes. (Supervisor Nelder)

File 118-89-5, Ordinance No. 16-90

(Amends Section 1008.2.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 7.

Noes: Supervisor Kennedy - 1.

Absent: Supervisors Hongisto, Walker, Ward - 3.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$37,148, Municipal Court, for permanent salaries and related mandatory fringe benefits and salary range adjustments for twenty judges and three traffic referees. (Controller)

File 101-89-68, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Municipal Court, to provide a salary increase for judges and traffic referees,

effective January 1, 1990; companion measure to File 101-89-68.
(Civil Service Commission)

File 102-89-26, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh,
Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

Adopted

[Waiver of Fees, Street Closing]

Resolution waiving fees to reimburse the Municipal Railway for added expenses incurred by it during the hours of street closure, approved by Resolution 883-89, for the purpose of conducting the Marina Renaissance event to celebrate the revitalization of the Marina following the October 17, 1989, earthquake. (Supervisor Maher)

File 42-89-41.1, Resolution No. 31-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh,
Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

Recommendation of Special Earthquake Recovery Committee

Adopted

[Pacific Gas and Electric Company Commendation]

Resolution commending the management and employees of Pacific Gas and Electric Company (PG&E) for exemplary performance of duty during the state of emergency following the earthquake on October 17, 1989. (Supervisor Hongisto)

File 270-89-30.12, Resolution No. 29-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh,
Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John Adams;
Dan Fiorillo.

IMMEDIATE ADOPTION CALENDAR

Severed from Immediate Adoption Calendar

Supervisor Nelder requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Referred to Committee

[Park Property]

Resolution urging the Mayor to urge the Recreation and Park Commission to adopt a policy which would allow the homeless to set up tents for a limited time period between sunset and sunrise on selected Recreation and Park facilities. (Supervisor Kennedy)

File 193-90-1, Resolution No.

On objection of Supervisor Nelder, referred to Human Services Committee.

Severed from Immediate Adoption Calendar

Supervisor Alioto requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Consideration Continued

[Street Closing]

Resolution authorizing temporary closing of portions of various streets, for filming "Pacific Heights", sponsored by Pacific Heights Productions, Incorporated. (Supervisor Walker)

File 42-90-2, Resolution No.

(19th and Texas Streets from 4:00 p.m. to 9:00 p.m., Wednesday January 31, 1990 or alternate rain date from 4:00 p.m. to 9:00 p.m., Thursday, February 1, 1990.)

Supervisor Alioto, seconded by Supervisor Ward, moved to continue consideration to January 16, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Ward - 8.

Absent: Supervisors Hongisto, Maher, Walker - 3.

The Board thereupon resumed its consideration of the following items on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-2, Resolution No. 27-90

(Richard J. Evans, Director of Public Works, January 7 - 9; H. Welton Flynn, member, Public Utilities Commission, December 27-28, 1989; Thomas E. Horn, President, War Memorial Board of Trustees, December 29, 1989-January 20, 1990 and February 17-26 and March 17-April 2; Myra G. Kopf, member, Board of Education, January 4-7; Julia Lopez, General Manager, Social Services, December 22, 1989-January 6, 1990; Jose O. Olmedo, member, Commission on the Aging, January 1-6; Harry S. Parker, III, Director, Fine Arts Museums, January 11-14; Richard Sanchez, M.D., member, Health Commission, December 28, 1989-January 4, 1990; L.A. Turpen, Director of Airports, December 27-30, 1989).

Adopted.

The foregoing item on the Immediate Adoption Calendar was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Ward - 8.

Absent: Supervisors Hongisto, Maher, Walker - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Government Funding]

Draft ordinance appropriating \$52,059, Juvenile Court, for permanent salaries - miscellaneous and related mandatory fringe benefits and rescinding \$52,059 for permanent salaries - miscellaneous and related mandatory fringe benefits, for the creation of one position. (Supervisor Hallinan presented.) Referred to Finance Committee.

File 101-89-74

[Government Funding]

Draft ordinance appropriating \$594,360, Public Health - Central Office and San Francisco General Hospital, for permanent salaries and related mandatory fringe benefits, other contractual services, medical service contracts, services of other departments - miscellaneous departments, materials and supplies, equipment purchase and capital improvement project (to fund AIDS-related, prevention, early intervention health care and health care support services). (Supervisor Walker presented.) Referred to Finance Committee.

File 101-89-75

[Public Employment]

Draft ordinance amending Ordinance No. 273-89 (Annual Salary Ordinance) reflecting the addition of two permanent positions and one work order position in the Department of Public Health, San Francisco General Hospital. (Supervisor Walker presented.) Referred to Finance Committee.

File 102-89-31

[Curbside Recycling]

Ordinance amending Health Code by adding Sections 293 to 293.4 providing for penalties for the unlawful removal or appropriation of recyclable materials placed in city streets or sidewalk areas for collection pursuant to the City's curbside recycling collection program. (Supervisor Kennedy presented.) Referred to Public Works Committee.

File 118-90-1

[Sick Leave]

Ordinance preserving unused sick leave of employees resigning on or after December 4, 1989 so that when provisions are made for the transfer of sick leave pursuant to Charter Section 8.364 by ordinance, such sick leave will be eligible for transfer. (Supervisors Nelder and Britt presented.) Referred to Governmental Operations Committee.

File 179-90-1

Adopted

[Federal Legislation]

Resolution recognizing the establishment of City policy in support of HR 2712, the Chinese Student Facilitation Act of 1989 and urging U.S. Congressional representatives to override the President's veto of this legislation.

File 13-90-1, Resolution No. 28-90

Supervisor Nelder presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Hsieh, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Absent: Supervisor Walker - 1.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Ward - 8.

Absent: Supervisors Hongisto, Maher, Walker - 3.

Referred to Committee

[Memorandum of Understanding]

Resolution ratifying memorandum of understanding with SEIU Local 790 (staff nurse and per diem nurse). (Supervisor Hallinan presented.) Referred to Governmental Operations Committee.

File 93-90-1

[Those Darn Accordions]

Resolution memorializing the Mayor to proclaim and name "Those Darn Accordions!" the official musical instrument for the City and County of San Francisco. (Supervisor Kennedy presented.) Referred to Rules Committee.

File 180-90-1

[Agreement]

Resolution authorizing a second extension of the Peninsula Corridor Study Joint Powers Board Agreement, contingent upon the execution of an agreement between Caltrans and Southern Pacific providing for the continuation of peninsula commute service beyond June 30, 1990, the extension coinciding with the term of the peninsula commute service agreement, but, in no event will the term of this agreement extend beyond June 30, 1993, unless expressly extended beyond that date by the consent of all parties to this agreement. (Supervisor Britt presented.) Referred to Rules Committee.

File 172-90-1

[Proposition 52 Project Siting]

Resolution describing the siting of the City's Proposition 52 work furlough and medical/psychiatric facility projects, originally set forth in Resolution No. 800-89 and clarifying that the new services building project and San Bruno jail capital improvement project set forth in that resolution will proceed only if sufficient Proposition 52 funds remain. (Supervisor Alioto presented.) Referred to Joint Finance/Human Services Committee.

File 195-90-1

Suspension of the Rules

Supervisor Nelder, seconded by Supervisor Hallinan, moved that the time limits prescribed in Rule 5.5 of the Rules of Order be suspended to permit introduction of the following Charter amendments for consideration at the June 5, 1990 election.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Absent: Supervisor Walker - 1.

Referred to Committee

[Ballot Measure]

Draft charter amendment amending Charter Section 8.511(a) relating to pensions of retired teachers. (Supervisor Nelder presented.) Referred to Rules Committee.

File 181-90-1

[Ballot Measure]

Draft charter amendment amending Charter Section 8.511 by adding Section 8.511(c) allowing retirees access to consultancy positions. (Supervisor Nelder presented.) Referred to Rules Committee.

File 182-90-1

Requests for Hearings

File 39-89-5.1. By Supervisor Hsieh: To consider Grand Jury's report on the Voter Information Pamphlet. Referred to Rules Committee.

File 18-90-2. By Supervisor Kennedy: To consider Stop signs at the intersection of Parnassus and Shrader Streets. Referred to Public Works Committee.

File 183-90-1. By Supervisor Kennedy: To consider functions of the Mayor's Office of Economic Development to include but not limited to criteria for loans, who is eligible, report on number of loans let and to whom; names of Title IX Board and how selected as well as what is program supposed to do and who is it designed to assist. Referred to Oversight Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that letter be sent to the Chancellor and members of the San Francisco Community College Board inquiring whether the Director of the Mission Community College Center is being transferred and whether a bilingual-bicultural person will be appointed to replace the current director and whether the Latino Community will have the opportunity to propose qualified bilingual-bicultural candidates to interview and be appointed to this very important position.

By Supervisor Gonzalez, that letters of inquiry be sent to Chief of Police, Director of Public Works and Director of Health to determine whether the departments can investigate concerns about the noise and refuse caused during and after operations of the Balboa Cafe and what action can be taken to alleviate the problem.

By Supervisor Hsieh, that letter be sent to the Mayor inquiring whether there is a comprehensive listing of the Mayor's staff which provides names, titles, telephone numbers and the unit or office in which the individual works. If such a list exists, please state whether it is available to the public and how it can be obtained.

By Supervisor Kennedy, that City Attorney advise whether there are legal prohibitions against the issuance of permits by the Health, Police, Fire and Recreation and Park Departments to "Foods Not Bombs" to operate in more than one location.

By Supervisor Kennedy, that City Attorney advise whether the Board may declare the homeless situation an "emergency" during these winter months; and if not, why not.

By Supervisor Kennedy, that letter of inquiry be sent to the Tax Collector to determine what steps have been taken to assure that property owners are afforded due process prior to sale of property because of back taxes in order to avoid repeat of incident in which an elderly women's home was sold without her knowledge.

By Supervisor Hsieh, that City Attorney prepare appropriate legislation to implement recommendations made by the Grand Jury for changes to the Voter Information Pamphlet.

ADJOURNMENT

There being no further business, Supervisor Nelder, seconded by Supervisor Gonzalez, moved that the Board adjourn its meeting. No objection and motion carried.

The Board at the hour of 2:59 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 4, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

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TUESDAY, January 16, 1990

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Tuesday, January 16, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Kennedy, Nelder, Walker - 6.

Noted absent at first roll call:

Supervisors Gonzalez, Hongisto, Hsieh, Maher, Ward - 5.

Quorum present.

Supervisor Gonzalez was noted present at 2:09 p.m.

Supervisor Hongisto was noted present at 2:28 p.m.

Supervisor Hsieh was noted present at 2:09 p.m.

Supervisor Maher was noted present at 2:09 p.m.

Supervisor Ward was noted present at 2:13 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Nelder, moved that the Journal of Proceedings for Monday, September 18, 1989, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 7.

Absent: Supervisors - Hongisto, Hsieh, Maher, Ward - 4.

CONSENT CALENDAR

Severed from Consent Calendar

Tuesday, January 16, 1990

Supervisor Nelder requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation (attorneys' fees) of the Socialist Action Party Larson against the City and County by payment of \$22,000. (City Attorney)

File 45-89-54, Ordinance No. 19-90

(Federal Court No. C-89-0147)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Request Granted

Supervisor Nelder requested letter be sent to City Attorney and District Attorney concerning Supreme Court decision that minor political parties have a first amendment right not to disclose the identities of their contributors and expressing the Board's concern that prior to the next election a format be put into place to avoid such confusion and lawsuits in the future.

No objection and Clerk directed to comply.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$37,148, Municipal Court, for permanent salaries and related mandatory fringe benefits and a salary range adjustments for twenty judges and three traffic referees. (Controller)

File 101-89-68, Ordinance No. 22-90

Finally passed.

Tuesday, January 16, 1990

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Municipal Court, to provide a salary increase for judges and traffic referees, effective January 1, 1990; companion measure to File 101-89-68. (Civil Service Commission)

File 102-89-26, Ordinance No. 23-90

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Elizabeth Windom against the City and County by payment of \$25,000. (City Attorney)

File 45-89-56, Ordinance No. 20-90

(Superior Court No. 893-238)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Niagara Investors v. City and County et al., to quiet title to real property by stipulation to a judgment that the City and County disclaims and abandons any interest in the real property. (City Attorney)

File 45-89-57, Ordinance No. 21-90

(Superior Court No. 911-839)

Finally passed.

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Michael T. Ohta v. City and County et al., by payment of \$27,500. (City Attorney)

File 45-89-58, Ordinance No.

(Superior Court No. 880-930)

Passed for second reading.

Recommendations of Governmental Operations Committee

Finally Passed

[Airport Lease and Use Agreement]

Ordinance approving the "Modification to Lease and Use Agreement No. 82-0115" between Delta Airlines, Inc., and the City and County acting by and through its Airports Commission. (Airports Commission)

File 27-89-10, Ordinance No. 18-90

Tuesday, January 16, 1990

Finally passed.

Passed for Second Reading

[Lease of Property]

Ordinance authorizing lease renewal of real property at 1030 Oakdale Avenue for the California Association for Health, Education, Employment and Dignity, Inc. (Real Estate Department)

File 65-89-11, Ordinance No.

Passed for second reading.

Adopted

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to accept and expend a subvention from the State of California, Department of Alcohol and Drug Programs, in the amount of \$2,300,867 of which \$424,213 is identified as "State General Fund/IVDU Gen. Fund Allocation"; \$1,603,654 is identified as "Fed. Funds/IV Drug Abuse"; and \$144,741 is identified as "Adms Special Projects/Unmet Needs" on the 21-August-1989 Division of Drug Programs Final Allocation; and \$128,259 is identified as "Special Allocation/FBG Unmet Needs" on the 16-August 1989 Division of Alcohol Programs Final Allocation Letters. (Department of Public Health)

File 146-89-74, Resolution No. 33-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Sexually Transmitted Disease Control Program, to apply for, accept and expend a grant of \$1,442,930 from the Centers for Disease Control for sexually transmitted disease control. (Department of Public Health)

File 146-89-75, Resolution No. 34-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

REGULAR CALENDAR

Tuesday, January 16, 1990

UNFINISHED BUSINESS

Recommendations of Governmental Operations Committee

Question Divided; Adopted as Divided

[Lease of Property]

Resolution authorizing ((amendment and extension of lease of real property at 1049 Market Street, Suites 607 and 609 and)) extension of certain leases of real property at 948 Pacific Avenue and 1220 Fillmore Street for the Police Department, Senior Escort Program. (Real Estate Department)

File 64-89-42, Resolution No. 39-90

At the request of Supervisor Gonzalez, the question was divided with respect to the property located at 1049 Market Street, so the matter could be considered separately.

The roll was then called on the main resolution, as divided, and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Consideration Continued

[Lease]

Resolution authorizing amendment and extension of real property at 1049 Market Street for the Police Department, Senior Escort Program. (Real Estate Department)

File 64-89-42.1, Resolution No.

Supervisor Gonzalez, seconded by Supervisor Walker, moved to continue consideration to January 22, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Request Granted

Supervisor Walker requested that the Clerk invite the appropriate representative from the Mayor's Office to address the Mayor's plans regarding the Senior Escort Program at the next Board meeting.

No objection and Clerk directed to comply.

From Rules Committee Without Recommendation

Refused Adoption As Amended

Tuesday, January 16, 1990

[Rules of Order - Appointees, Applications]

Motion amending Chapter 5, Rule 5.1, of the Rules of Order of the Board of Supervisors, requiring applicants for appointments to committees and commissions, which are subject to approval by the Board of Supervisors, to file applications with the Rules Committee at least seven days prior to the date on which such application shall be considered by the Rules Committee. (Supervisor Kennedy)

File 56-89-6

Supervisor Kennedy, seconded by Supervisor Hongisto, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Motion refused adoption as amended by the following vote:

Ayes: Supervisors Hongisto, Hsieh, Kennedy - 3.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder, Walker, Ward - 8.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$167,108, Public Health - Central Offices, for permanent salaries-miscellaneous and related mandatory fringe benefits, temporary salaries, medical service contracts, use of employees car, other services, telephone, materials and supplies and services of other departments - miscellaneous departments, for the creation of eight positions. (Controller)

File 101-89-59, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker - 8.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hongisto, Ward - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of Public Health - Central Office, reflecting the addition of eight positions; companion measure to File 101-89-59. (Civil Service Commission)

File 102-89-23, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker - 8.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hongisto, Ward - 2.

[Government Funding]

Ordinance appropriating \$204,514, Public Health, for permanent salaries-miscellaneous and related mandatory fringe benefits, professional services, data/word processing professional service contracts, training, other services, telephone, materials and supplies and equipment purchase; and rescinding \$19,690 for permanent salaries-nurses; for the creation of ten positions and deletion of two positions, for fiscal year 1989-90; and reserving \$15,000 for data/word processing professional service contracts. (Controller)

File 101-89-65, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of Public Health, reflecting the addition of ten positions and deletion of two positions. (Civil Service Commission)

File 102-89-25, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

[Small Claims Judgment Debtor Fee]

Ordinance amending Administrative Code, establishing a fee of \$25 to be paid by a small claims judgment debtor to the court if the judgment debtor chooses to pay a judgment to the court rather than to the judgment creditor. (Supervisor Alioto)

File 97-89-59, Ordinance No.

(Adds Section 8.32.)

Passed for second reading by the following vote:

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Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Recommendations of Governmental Operations Committee

Adopted

[Social Services Contract]

Resolution authorizing modification to agreement (CD-4516) in the amount of \$5,234 and to add an indemnification clause between the City and County and the State of California Department of Education for participation by the City and County in the State's Child Care Development Program for fiscal year 1989-90. (Department of Social Services)

File 107-89-16, Resolution No. 45-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Agreement]

Resolution authorizing the Adult Probation Department to amend contract number 389-86 between the Board of Corrections and the City and County by extending the expiration date for a thirty-day period; to accept and expend funds in the amount of \$5,330 for said thirty days for the salary and benefits of an 8442 Probation Officer whose services will be provided to the State Board of Corrections as a consultant on areas of concern to local criminal justice agencies. (Supervisor Kennedy)

File 130-90-1, Resolution No. 46-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Adopted as Amended

[Grant - Building Industry Association]

Resolution authorizing the Director of Public Works to apply for, accept, and expend \$791,536 Building Industry Association of Northern California Earthquake recovery funds for the purpose of supporting the earthquake related building permit process in the City and County of San Francisco. (Department of Public Works)

File 148-89-9, Resolution No. 47-90

Supervisor Nelder, seconded by Supervisor Alioto, moved to amend line 19, after the word "funds" by adding "by paying people who are already employed by the City and County of San Francisco to do the work".

Motion to amend adopted by the following vote:

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Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Recommendations of Rules Committee

Passed for Second Reading as Amended

(Supervisor Maher dissenting in Committee.)

[Conflict of Interest Code]

Ordinance amending Administrative Code, adding the Board of Permit Appeals and the legal counsel to the Controller as designated positions with disclosure responsibilities under the Conflict of Interest Code of the City and County. (Supervisor Hsieh)

File 76-90-1, Ordinance No.

(Amends Section 58.180 and adds Section 58.210.)

Supervisor Hsieh, seconded by Supervisor Hallinan, moved to amend line 25 by inserting "All" before "1".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Nelder, Walker - 7.

Noes: Supervisors Kennedy, Maher - 2.

Absent: Supervisors Hongisto, Ward - 2.

Amended;

Rereferred to Committee as Amended

[Emergency Medical Care Committee Membership]

Resolution approving amendment to the membership of the Emergency Medical Care Committee by adding four new members and deleting two members. (Department of Public Health)

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File 92-89-15.1. Resolution No.

Supervisor Hallinan, seconded by Supervisor Nelder, moved to amend line 26, after the word "Aging" by inserting "provided at least one of the at large member be a member of the Commission on Aging".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to rerefer to Committee.

Motion to rerefer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Request Granted

Supervisor Hallinan requested letter be sent to Emergency Medical Care Committee advising them subject matter has been rereferred to Rules Committee because the Board is concerned regarding deletion of representation from the senior community and whether their bylaws could be amended to include another member.

No objection and Clerk directed to comply.

Adopted

[Appointment]

Resolution appointing members to the San Francisco Veterans' Affairs Council, terms expiring January 31, 1990, for four-year terms ending January 31, 1994. (Rules Committee)

File 92-89-46, Resolution No. 41-90

(Mary O'Toole Goodsell, woman veteran, vice herself;
C. J. Thompson-White, Category 5, vice herself.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Rereferred to Committee

[SFUSD--CADPE Local Coordinating Committee]

Resolution approving the membership of the Local Coordinating Committee established by the County Superintendent of Schools to

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assist in developing and implementing a Comprehensive Alcohol and Drug Prevention Education Plan in San Francisco public schools.
(Supervisor Britt)

File 92-89-54, Resolution No.

Supervisor Hsieh, seconded by Supervisor Alioto, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

Requests Granted

Supervisor Hsieh requested letter be sent to Superintendent of Schools communicating the Board's concern regarding minority representation on the above-mentioned committee.

Supervisor Nelder requested City Attorney advise the Rules Committee who has the authority to increase or add to the membership.

No objection and Clerk directed to comply.

Adopted

[Appointment]

Resolution appointing member to the Redwood Empire Association.
(Rules Committee)

File 92-89-55, Resolution No. 42-90

(Supervisor Nancy G. Walker, vice Supervisor Willie B. Kennedy, term expired, for one-year term ending December 31, 1990.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Appointment]

Resolution appointing member to the Developmental Disabilities Board, Area V. (Rules Committee)

File 92-89-56, Resolution No. 43-90

(Barbara Turner, vice herself, term expired, for three-year term ending December 31, 1992.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

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[Appointment]

Resolution appointing member to the Bay Area Library and Information System Advisory Board. (Rules Committee)

File 92-89-60, Resolution No. 44-90

(Jean Kalil, vice herself, term expired, for two-year term ending December 31, 1991.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

From the Clerk

Adopted

[Condominium Project]

Motion approving final map of Teresita Court Townhouses, 15 Teresita Boulevard, a condominium project, being a resubdivision of Lot 49 in Assessor's Block 2901A; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-1

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Condominium Project]

Motion approving final map of 1100 Eddy Street, being a resubdivision of Lot 28 in Assessor's Block 735; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of persons interested in or objecting to the proposed vacation of a portion of Channel Street west of Fifth Street and the intersection of Sixth and Channel Streets.

File 198-89-6.1

(Pursuant to Board of Supervisors Resolution No. 937-89 approved December 20, 1989.)

The privilege of the floor was granted to the following person:

Bob Isaacson

From Governmental Operations Committee
Without Recommendation

Passed for Second Reading

[Street Vacation]

Ordinance ordering vacation of a portion of Channel Street west of Fifth Street and the intersection of Sixth and Channel Streets; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 198-89-6.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

COMMITTEE REPORTS

Recommendation of Governmental Operations Committee

Adopted

[Lease of Real Property]

Resolution authorizing a new lease of real property at 1360 Mission Street for Department of Public Health (offices for the Employee Assistance Program).

File 64-89-43, Resolution No. 40-90

Supervisor Gonzalez presented as a recommendation of Committee.

Supervisor Gonzalez, seconded by Supervisor Walker, moved that the Board find the need to take action arose subsequent to the publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

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The roll was then called on the pending resolution and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Walker - 6.

Noes: Supervisor Hsieh - 1.

Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

PUBLIC COMMENT

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the Public Comment portion of the meeting closed.

IMMEDIATE ADOPTION CALENDAR

Severed from Immediate Adoption Calendar

Supervisor Walker requested the following measure be severed from the Immediate Adoption Calendar and considered separately.

Adopted as Amended

[Street Closing]

Resolution authorizing temporary closing of portions of various streets, for filming "Pacific Heights", sponsored by Pacific Heights Productions, Incorporated. (Supervisor Walker)

File 42-90-2, Resolution No. 37-90

(19th and Texas Streets from 4:00 p.m. to 9:00 p.m., Tuesday, January 30, Wednesday January 31, 1990 or alternate rain date from 4:00 p.m. to 9:00 p.m., Thursday, February 1, 1990.)

Supervisor Walker, seconded by Supervisor Alioto, moved an amendment of the whole bearing same title.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

Tuesday, January 16, 1990

The Board resumed its consideration of the following item on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-3, Resolution No. 35-90

(Angela Alioto, member, Board of Supervisors, January 19 - February 3; Willie B. Kennedy, member, Board of Supervisors, March 16 - 21; B. Duvall, member, Airports Commission, January 17 - 20; Jim Foster, member, Health Commission, January 11 - 21; Dick Grosboll, member, Parking Authority, January 26 - February 3; Frances McAteer, Vice President, Recreation & Park Commission, January 21 - 27; Harry S. Parker, III, Director of the Fine Arts Museums, January 23 - 30; Carlota del Portillo, member, Civil Service Commission, December 28, 1989 - January 2, 1990; Donald R. Stephens, member, Airports Commission, January 11 - 17; David Werdegarr, M.D., Director of Health, January 14 - 18, 1990.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Stadium Operator Admission Tax]

Ordinance amending Part III, San Francisco Municipal Code, by amending Section 807 providing an exemption from the payment of the Stadium Operator Admissions Tax by extending indefinitely the exemption from the payment of admissions taxes on tickets sold at \$12.99 or less. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 127-90-1

Referred to Immediate Adoption Calendar

Tuesday, January 16, 1990

[1990 Census]

Resolution reminding City officials and residents that the 1990 census will be conducted this year, that the personal information gathered for the census is confidential, that an accurate census is to the benefit to the City of San Francisco and its residents and encouraging cooperation with the 1990 census. (Supervisor Hsieh presented.) Referred to Board January 22, 1990 Immediate Adoption Calendar.

File 274-89-2

Adopted

[National Center for Youth Law]

Resolution decrying the decision of the Federal Legal Services Corporation to cut funds to the National Center for Youth Law for its legal representation of minors' interest in an abortion rights case and calling for full restoration of funds.

File 13-90-2, Resolution No. 36-90

Supervisor Hongisto presented for immediate adoption.

Supervisor Hongisto, seconded by Supervisor Hallinan, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker - 8.

Absent: Supervisors Maher, Nelder, Ward - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

[Ocean Alliance]

Resolution certifying that the funds requested by the Ocean Alliance from the California Department of Conservation for the Alliance's Adopt-A-Beach program would not replace any funds provided to the Ocean Alliance by the City and County of San Francisco.

File 184-90-1, Resolution No. 38-90

Supervisor Walker presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Kennedy, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

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Absent: Supervisors Hongisto, Maher, Nelder, Ward - 4.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Absent: Supervisors Maher, Nelder - 2.

Referred to Committee

[Ballot Measure]

Draft Charter amendment (First Draft) amending Section 3.600 to increase by two the number of Art Commission members appointed by the Mayor, to establish terms for new members, to increase by one the number of ex officio members and to delete the seven-member quorum requirement. (Supervisor Walker presented.) Referred to Rules Committee.

File 295-89-1

Requests for Hearings

File 100-89-1.8, By Supervisor Walker: To consider release of reserve funds, \$15,417, Chief Administrative Officer, from Capital Improvement Project - CAO Bond Program, for continued support on the development of a seismic retrofit program. Referred to Finance Committee.

File 27-90-2, By Supervisor Kennedy: To consider the compliance of the Human Rights Commission and the Airport with the Local Minority/Women Business Enterprise Ordinance. Referred to Governmental Operations Committee.

File 32-90-1, By Supervisors Hongisto and Kennedy: To consider status of public television station KQEC, Channel 32 and its future, and whether the San Francisco-Bay Area will lose a public television station. Referred to Human Services Committee.

File 54-90-1, By Supervisor Hongisto: To consider establishing a Select Committee on Mission Bay Development for the purpose of holding public hearings on the Mission Bay Development proposals and for the committee to operate for a six-month period from its date of commencement. Referred to Rules Committee.

File 56-90-1, By Supervisor Britt: To consider amending the Rules of Order to revise the Board's committee structure and to consider the employment of policy staff. Referred to Rules Committee.

File 197-90-1, By Supervisor Hongisto: To consider a plan for the City to conduct a nationwide publicity/press campaign to let Americans and tourists know that San Francisco has not been devastated from the October earthquake. Referred to Oversight Committee.

File 270-90-2, By Supervisor Hongisto: To consider and review the efforts to implement the Emergency Seismic Safety Ordinance 415-89. Referred to Earthquake Recovery Committee.

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File 270-90-3, By Supervisor Hongisto: To consider the state of the physical structure and safety considerations of City Hall. Referred to Public Works Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kennedy, that Budget Analyst perform management audit of the Senior Escort Program to cover classifications, need and duties of executive director, operational director and quality control officers; demotion of four supervisor positions; new 8485 position and the administration as a whole.

By Supervisor Kennedy, that letter be sent to City Attorney to inquire whether a resolution has been reached concerning a charge of discrimination filed at the Equal Employment Opportunity Commission against the San Francisco General Hospital (Charge No. 091831331) and whether the City pursued this claim.

By Supervisor Kennedy, that letters be sent to Director of Public Works and Director of Health concerning lack of street lights and trash dumped in the area of Keith and Fairfax Streets and inquiring what plans may be implemented to solve these problems.

By Supervisor Kennedy, that letter be sent to General Manager, Public Utilities, concerning the type of advertisement permitted on transit advertising shelters.

By Supervisor Kennedy, that letter be sent to City Librarian to determine why holders of library books which were due after October 17, 1989 but before January 1990 were sent conflicting messages (one which stated no fines would be charged if the books were returned before January 12, 1990 and another which was a bill for the delinquent book.

By Supervisor Kennedy, that letter of inquiry be sent to Director of Public Works to determine whether a review of passenger zones at metered locations may be made to determine how many of such zones have effective hours that conflict with the normal operating hours of the parking meter and whether the effective hours may be adjusted to allow for the normal operating hours of the parking meter.

By Supervisor Kennedy, that City Attorney advise whether the permits already issued for the year 1990 to the Chinatown peddlers are valid and to cite the relevant statutory and case authority by January 22, 1990.

By Supervisor Kennedy, that City Attorney advise whether the cost of inspection count as an expenditure toward the cost cap under Section 5327 of the Commercial Energy Conservation Ordinance No. 216-88.

By Supervisor Kennedy, that City Attorney draft appropriate legislation establishing a recycled product procurement policy.

By Supervisor Kennedy, that City Attorney draft appropriate legislation which will require separate metering of each unit in a new or altered multi-unit residential building.

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By Supervisor Nelder, that City Attorney draft appropriate legislation which would require the presence of an off-duty police officer or officers at construction sites when large cranes are being adjusted to higher or lower elevations if the Director of Public Works determines that pedestrian and/or vehicular traffic beneath the cranes is significant enough to necessitate the implementation of measures such as the redirecting of traffic and/or other procedures to protect the safety of the general public. The ordinance would indicate that the cost of the services provided by off-duty officers is to be borne by the developer of the project where the crane is located.

By Supervisor Maher, that letter of inquiry be sent to the Port Commission requesting information concerning the Port's handling and treatment of tenants affected by the October 17, 1989 earthquake as cited in communication dated January 2, 1990 and what action the Commission plans to take to resolve the issues.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Don Feeser (Supervisor Britt)
Donlee McSween (Supervisor Walker)
William Garland (Supervisor Ward)
John Welch (Supervisor Kennedy)

File 2-90-3

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:49 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Tuesday, January 16, 1990

Approved by the Board of Supervisors on June 4, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 4

DOCUMENTS DEPT.

SEP 28 1990

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Monday, January 22, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

PUBLISHED BY

THE BOARD

OF SUPERVISORS

OF

MONTGOMERY, January 23, 1890

Journal of Proceedings Board of Supervisors

Original Journal of the Board

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, January 22, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker - 6.

Noted absent at first roll call:

Supervisors Alioto, Gonzalez, Hsieh, Maher, Ward - 5.

Quorum present.

Supervisor Alioto excused, on official leave of absence.

Supervisor Gonzalez was noted present at 2:12 p.m.

Supervisor Hsieh was noted present at 2:19 p.m.

Supervisor Maher was noted present at 2:14 p.m.

Supervisor Ward was noted present at 2:20 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Walker, moved that the Journal of Proceedings for Monday, September 25, 1989, be approved.

Motion carried by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker - 7.

Absent: Supervisors Alioto, Hsieh, Maher, Ward - 4.

Monday, January 22, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Michael T. Ohta v. City and County et al., by payment of \$27,500. (City Attorney)

File 45-89-58, Ordinance No. 24-90

(Superior Court No. 880-930)

Finally passed.

[Small Claims Judgment Debtor Fee]

Ordinance amending Administrative Code, establishing a fee of \$25 to be paid by a small claims judgment debtor to the court if the judgment debtor chooses to pay a judgment to the court rather than to the judgment creditor. (Supervisor Alioto)

File 97-89-59, Ordinance No. 27-90

(Adds Section 8.32.)

Finally passed.

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Lola Collins against the City and County by payment of \$10,800. (City Attorney)

File 45-89-59, Ordinance No.

(Superior Court No. 857-543)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Inez Cowlah against the City and County by payment of \$24,000. (City Attorney)

File 45-89-60, Ordinance No.

(Superior Court No. 905-988)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Jenny Lee Walter against the City and County by payment of \$20,000. (City Attorney)

File 45-89-61, Ordinance No.

(Superior Court No. 876-772)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Billy H. Tillman vs. Vilo Properties, Inc., et al., upon receipt of the sum of \$8,500; and authorizing release of lien. (City Attorney)

File 46-89-19, Ordinance No.

(Superior Court No. 829-485)

Passed for second reading.

Recommendations of Governmental Operations Committee

Finally Passed

[Lease of Property]

Ordinance authorizing lease renewal of real property at 1030 Oakdale Avenue for the California Association for Health, Education, Employment and Dignity, Inc. (Real Estate Department)

File 65-89-11, Ordinance No. 25-90

Finally passed.

Adopted

[Parking of Vehicles]

Resolution extending the boundaries of Residential Permit Parking area "S" in the Duboce Triangle area and adding to the list of streets upon which time limitations shall apply. (Department of Public Works).

File 40-89-23, Resolution No. 69-90

(Roosevelt Way, between Levant Street and Museum Way, north side, Masonic Avenue between Upper Terrace and Roosevelt Way both sides.)

Adopted.

Monday, January 22, 1990

[Grant - State Funds]

Resolution authorizing the Department of Health, Central Office, Community Public Health and Community Mental Health Services, to accept and expend in fiscal year 1989-90 funds up to \$550,000 from the State Department of Health Services, State Legalization Impact Assistance Grant (SLIAG) for unreimbursed public health care costs of persons who are legalized pursuant to the provisions of the Immigration Reform and Control Act (IRCA). (Department of Public Health).

File 146-90-1, Resolution No. 70-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker - 7.

Absent: Supervisors Alioto, Hsieh, Maher, Ward - 4.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Passed for Second Reading as Amended

[Government Funding]

((Ordinance appropriating \$167,108, Public Health - Central Offices, for permanent salaries-miscellaneous and related mandatory fringe benefits, temporary salaries, medical service contracts, use of employees car, other services, telephone, materials and supplies and services of other departments - miscellaneous departments, for the creation of eight positions.)) (Controller)

Ordinance appropriating \$167,108, Public Health - Central Offices, for permanent salaries - nurses, permanent salaries - miscellaneous and related mandatory fringe benefits, medical service contracts, other services, materials and supplies and services of other departments - Controller - Data Processing, for the creation of three positions.

File 101-89-59, Ordinance No.

Supervisor Walker, seconded by Supervisor Gonzalez, moved an amendment of the whole entitled, "Ordinance appropriating \$167,108, Public Health - Central Offices, for permanent salaries - nurses, permanent salaries - miscellaneous and related mandatory fringe

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benefits, medical service contracts, other services, materials and supplies and services of other departments - Controller - Data Processing, for the creation of three positions."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 7.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher - 4.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 7.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher - 4.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of Public Health - Central Office, reflecting the addition of ((eight)) three positions; companion measure to File 101-89-59. (Civil Service Commission)

File 102-89-23, Ordinance No.

Supervisor Walker, seconded by Supervisor Gonzalez, moved an amendment of the whole entitled, "Ordinance amending Annual Salary Ordinance 1989-90, Department of Public Health - Central Office, reflecting the addition of three positions.".

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hsieh, Maher - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hsieh, Maher - 3.

Finally Passed

[Government Funding]

Ordinance appropriating \$204,514, Public Health, for permanent salaries-miscellaneous and related mandatory fringe benefits, professional services, data/word processing professional service contracts, training, other services, telephone, materials and

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supplies and equipment purchase; and rescinding \$19,690 for permanent salaries-nurses; for the creation of ten positions and deletion of two positions, for fiscal year 1989-90; and reserving \$15,000 for data/word processing professional service contracts. (Controller)

File 101-89-65, Ordinance No. 28-90

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker - 7.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Alioto, Hsieh, Ward - 3.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of Public Health, reflecting the addition of ten positions and deletion of two positions. (Civil Service Commission)

File 102-89-25, Ordinance No. 29-90

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker - 7.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Alioto, Hsieh, Ward - 3.

Recommendation of Governmental Operations Committee

Adopted

[Lease of Property]

Resolution authorizing amendment and extension of lease of real property at 1049 Market Street for the Police Department, Senior Escort Program. (Real Estate Department)

File 64-89-42.1, Resolution No. 62-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker - 8.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Alioto, Ward - 2.

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Recommendation of Rules Committee

Finally Passed

(Supervisor Maher dissenting in Committee.)

[Conflict of Interest Code]

Ordinance amending Administrative Code, adding the Board of Permit Appeals and the legal counsel to the Controller as designated positions with disclosure responsibilities under the Conflict of Interest Code of the City and County. (Supervisor Hsieh)

File 76-90-1, Ordinance No. 26-90

(Amends Section 58.180 and adds Section 58.210.)

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker, Ward - 8.

Noes: Supervisors Kennedy, Maher - 2.

Absent: Supervisor Alioto - 1.

From Governmental Operations Committee
Without Recommendation

Finally Passed

[Street Vacation]

Ordinance ordering vacation of a portion of Channel Street west of Fifth Street and the intersection of Sixth and Channel Streets; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 198-89-6.1, Ordinance No. 30-90

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

NEW BUSINESS

Recommendations of Finance Committee

Rereferred to Committee

Monday, January 22, 1990

[Government Funding]

Ordinance rescinding \$622,115, Municipal Railway, from permanent salaries - miscellaneous and related mandatory fringe benefits, professional medical services and uniforms and appropriating \$622,115 to Municipal Railway Stores revolving fund; for the deletion of five positions, for fiscal year 1989-1990. (Supervisor Walker)

File 101-89-60.1, Ordinance No.

Supervisor Walker, seconded by Supervisor Ward, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Alioto - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Municipal Railway, reflecting the deletion of five positions; companion measure to File 101-89-60.1. (Supervisor Walker)

File 102-89-24.1, Ordinance No.

Supervisor Walker, seconded by Supervisor Ward, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Alioto - 1.

Adopted

Motion directing the Clerk of the Board of Supervisors to instruct the Controller not to allow expenditure of any funds appropriated for the purpose of implementing the UMTA regulations having to do with drug testing.

File 101-89-60.3

Supervisor Walker presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Kennedy, moved that

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the Board find the need to take action arose subsequent to the publication of the calendar.

No objection and motion carried.

The roll was then called on the main motion and it was adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$1,735, Port Commission, for permanent salaries-miscellaneous and related mandatory fringe benefits, and rescinding, \$1,735 from permanent salaries, for the creation of one position and deletion of one position. (Controller)

File 101-89-69, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Port, reflecting the reclassification of one position and deletion of one position; companion measure to File 101-89-69. (Civil Service Commission)

File 102-89-29, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

Passed for Second Reading as Amended

[Government Funding]

Ordinance appropriating \$22,730, Public Works, for permanent salaries-miscellaneous; rescinding \$22,730 for permanent salaries-miscellaneous, for the creation of one position and deletion of one position, for fiscal year 1989-90. (Controller)

File 101-89-71, Ordinance No.

Monday, January 22, 1990

Supervisor Walker, seconded by Supervisor Kennedy, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of Public Works, reflecting the deletion of one position and the addition of one position; companion measure to File 101-89-71. (Civil Service Commission)

File 102-89-20, Ordinance No.

Supervisor Walker, seconded by Supervisor Kennedy, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$716,117, Department of Social Services, for permanent salaries and related mandatory fringe benefits, telephone, materials and supplies, equipment purchase and services of other departments - Central Shops, for the creation of forty-nine positions and deletion of fifteen positions, for fiscal year 1989-90. (Controller)

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File 101-89-72, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of Social Services, reflecting the addition of forty-nine positions and deletion of fifteen positions; companion measure to File 101-89-72. (Civil Service Commission)

File 102-89-28, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Government Funding]

Ordinance appropriating \$571,129, Public Health - Central Office and San Francisco General Hospital, for permanent salaries and related mandatory fringe benefits, other contractual services, medical service contracts, services of other departments - miscellaneous departments, materials and supplies, equipment purchase and capital improvement project for the creation of three positions (to fund AIDS-related, prevention, early intervention health care and health care support services); for fiscal year 1989-90. (Supervisor Walker)

File 101-89-75, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of Public Health, San Francisco General Hospital, reflecting the addition of three positions; companion measure to File 101-89-75. (Supervisor Walker)

File 102-89-31, Ordinance No.

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Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Joan Faulkner against the City and County by payment of \$10,500. (City Attorney)

File 45-89-55, Ordinance No.

(Superior Court No. 895-813)

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

Adopted

[Emergency Repair]

Resolution approving emergency expenditure for repair to water feeder mains and resulting damage to City streets. (Public Utilities Commission)

File 28-89-22, Resolution No. 56-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Emergency Work]

Resolution authorizing the Director of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to restore the integrity of the storm drain on Cervantes Boulevard, Alhambra Street to Scott Street. (Department of Public Works)

File 28-89-23, Resolution No. 57-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

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[Emergency Work]

Resolution authorizing the Director of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to restore the integrity of the sewer on Bay Street, Baker to Broderick Streets, Mallorca Way, Alhambra Street to Capra Way, and Fillmore, Francisco to Bay Streets. (Department of Public Works)

File 28-89-24, Resolution No. 58-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Emergency Work]

Resolution authorizing the Director of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to restore the integrity of the sewer on Scott Street, Prado Street to Marina Boulevard and Avila Street, Rico Way to Casa Way. (Department of Public Works)

File 28-89-25, Resolution No. 59-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Acceptance of Gift]

Resolution accepting one gift, valued at \$18,750 for use by the Recreation and Park Department for design plans and specifications for the renovation of the Shakespeare Garden. (Recreation and Park Department)

File 38-89-25, Resolution No. 60-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Acquisition - Noise Easement]

Resolution authorizing acquisition of thirty-eight noise easements in the City of San Bruno as Part of the City of San Bruno's Aircraft Noise Insulation Project - Phase II. (Real Estate Department)

File 82-89-11, Resolution No. 64-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Mission Bay Project Development Application Fee]
Resolution authorizing the Department of City Planning to collect a Mission Bay Project Development Agreement application fee in the amount of six hundred thousand dollars needed to cover the costs of City Departments' anticipated staff time, necessary consultant services and associated costs of materials and administration for the purposes of preparation and adoption of the proposed Mission Bay Development Agreement and related documents. (Department of City Planning)

File 305-89-1, Resolution No. 68-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

Recommendation of Joint Finance/Human Services Committee

Adopted

[Proposition 52 Project Siting]
Resolution describing the siting of the City's Proposition 52 work furlough and medical/psychiatric facility projects, originally set forth in Resolution No. 800-89 of the Board of Supervisors, and clarifying that the new services building project and San Bruno Jail capital improvement project set forth in that resolution will proceed only if sufficient Proposition 52 funds remain. (Supervisor Alioto)

File 195-90-1, Resolution No. 96-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

Recommendations of Governmental Operations Committee

Monday, January 22, 1990

Passed for Second Reading as Amended

[Retirement Benefits]

((Ordinance amending Administrative Code, relating to "pick-up" of employee contributions to the City and County retirement system, to allow the City to increase, reduce or eliminate the "pick-up", subject to meet and confer where legally appropriate, and which will implement employer "pick-up" of employee contributions to the City and County retirement system, as permitted by Internal Revenue Code Section 414(h)(2) and as authorized by Charter Section 8.500, as amended in November, 1988.)) (Supervisor Hallinan)

Ordinance amending Administrative Code, relating to "pick-up" of employee contributions to the City and County Retirement System, to require the City to meet and confer where legally appropriate prior to the increase, reduction, or elimination of the employee contributions "pick-up" and by adding subsection which will implement employer "pick-up" of employee contributions to the City and County Retirement System, as permitted by Internal Revenue Code Section 414(h)(2) and as authorized by Charter Section 8.500, as amended in November, 1988.

File 97-89-17.1, Ordinance No.

(Amends Section 16.61-1.)

Supervisor Gonzalez, seconded by Supervisor Ward, moved an amendment of the whole entitled, "Ordinance amending Administrative Code, relating to "pick-up" of employee contributions to the City and County Retirement System, to require the City to meet and confer where legally appropriate prior to the increase, reduction, or elimination of the employee contributions "pick-up" and by adding subsection which will implement employer "pick-up" of employee contributions to the City and County Retirement System, as permitted by Internal Revenue Code Section 414(h)(2) and as authorized by Charter Section 8.500, as amended in November, 1988."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Hsieh - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Hsieh - 2.

Passed for Second Reading

[Airport-Airline Extension of Ground Leases]

Ordinance approving exercising the second option to extend the lease of Plot 5 between United Airlines, Inc. and the City and County, acting by and through its Airports Commission. (Airports Commission)

Monday, January 22, 1990

File 27-89-11. Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

Adopted

[Driving Under the Influence of Alcohol/Drugs Agreement]
Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to enter into agreements with Chemical Awareness and Treatment Services, Inc. and Mission Council on Alcohol Abuse for the Spanish Speaking, Inc., for the provision of services to persons convicted of multiple offense driving under the influence of alcohol and/or drugs for the term July 1, 1989 through June 30, 1990. (Department of Public Health)

File 43-89-1. Resolution No. 61-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Grant - State Funds]
Resolution authorizing the Executive Director of the Port to apply for and accept funds in the amount of \$645,000 from the California Department of Transportation and to apply for, accept and expend funds in the amount of \$180,000 from the Metropolitan Transportation Commission for the improvements to the Port's Passenger Ferry Facilities. (Port Commission)

File 144-89-2. Resolution No. 65-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

[Memorandum of Understanding]
Resolution ratifying Memorandum of Understanding with SEIU Local 790 (staff nurse and per diem nurse). (Supervisor Hallinan)

File 93-90-1. Resolution No. 64-90

Monday, January 22, 1990

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Alioto - 1.

Recommendations of Human Services Committee

Rereferred to Committee

[MSG and HVP Notice]

Ordinance amending Health Code, requiring restaurants to disclose the use of monosodium glutamate and hydrolyzed vegetable protein. (Supervisor Nelder)

File 118-89-6, Ordinance No.

(Adds Section 470.)

Supervisor Hsieh, seconded by Supervisor Walker, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Alioto - 1.

Request Granted

Supervisor Hsieh requested letter be sent to the Budget Analyst inquiring how much it would cost the City government to enforce the proposed legislation.

No objection and Clerk directed to comply.

Consideration Continued

[Purchase of Controlled Substances]

Resolution memorializing the Mayor to request the Chief of Police to take such steps as are necessary to secure the enforcement of laws prohibiting the purchase of controlled substances. (Supervisor Gonzalez)

File 207-88-2.3, Resolution No.

Supervisor Gonzalez, seconded by Supervisor Ward, moved to continue consideration to February 5, 1990.

Monday, January 22, 1990

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 7.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher - 4.

Adopted

[Housing Authority Property Trespass]
Resolution memorializing the Mayor and the Housing Authority to urge the Chief of Police to step up enforcement of California Penal Code Section 602(n), prohibiting trespassing on Housing Authority property. (Supervisor Gonzalez)

File 207-88-2.4, Resolution No. 67-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher, Ward - 5.

[Americans With Disabilities Act]
Resolution supporting S. 993 - Americans With Disabilities Act. (Supervisors Kennedy and Alioto)

File 13-89-16, Resolution No. 55-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher, Ward - 5.

Consideration Continued

[Aid to El Salvador]
Resolution urging the United States of America to immediately suspend all war-related economic and military aid to the government of El Salvador; and further urging an international consumer boycott of all Salvadoran coffee products. (Supervisors Gonzalez, Alioto, Walker)

File 13-89-17, Resolution No.

Supervisor Gonzalez, seconded by Supervisor Hallinan, moved to continue consideration to February 5, 1990.

Motion to continue adopted by the following vote:

Monday, January 22, 1990

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher, Ward - 5.

Adopted

[San Francisco Ice Rink]

Resolution urging the Mayor to urge the Park and Open Space Advisory Committee to consider the acquisition or erection of an ice rink with Park and Open Space Funds, and to urge the Recreation and Park Commission to prioritize establishing an ice rink recreation center. (Supervisors Kennedy, Alioto, Gonzalez)

File 288-89-1, Resolution No. 98-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher, Ward - 5.

Recommendation of Economic Development Committee

Adopted

[Chevron Support]

Resolution establishing as City policy support for Chevron in its effort to resist a takeover attempt by Pennzoil Company and urging the Mayor to urge City Departments and other entities to make available whatever assistance Chevron might need to remain independent and headquartered in San Francisco. (Supervisors Nelder, Gonzalez, Hsieh)

File 176-90-1, Resolution No. 66-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher, Ward - 5.

SPECIAL ORDER - 3:00 P.M.

Consideration Continued

[Public Hearing]

Hearing of appeal from the decision of the City Planning Commission by its Resolution No. 11788, dated November 9, 1989, disapproving designation of the Willis Polk/Florence M. and John W. Procter Sea

Monday, January 22, 1990

Cliff Historic District at 9, 25, 45 Scenic Way, 60-26th Avenue and 79-25th Avenue as an Historic District pursuant to Article 10 of the City Planning Code.

File 90-90-1

(Appeal filed November 28, 1989.)

Supervisor Hallinan, seconded by Supervisor Hongisto, moved to continue consideration to February 26, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 8.

Noes: Supervisor Gonzalez - 1.

Absent: Supervisors Alioto, Hsieh - 2.

From the Clerk

(Only one of the following two motions should be adopted.)

[Landmark Appeal]

Motion approving decision of City Planning Commission by its Resolution No. 11788, disapproving designation of the Willis Polk/Florence M. and John W. Procter Sea Cliff Historic District at 9, 25, 45 Scenic Way, 60-26th Avenue and 79-25th Avenue as an Historic District pursuant to Article 10 of the City Planning Code.

File 90-90-1.1

Supervisor Hallinan, seconded by Supervisor Hongisto, moved to continue consideration to February 26, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 8.

Noes: Supervisor Gonzalez - 1.

Absent: Supervisors Alioto, Hsieh - 2.

[Landmark Appeal]

Motion disapproving decision of City Planning Commission by its Resolution No. 11788, disapproving designation of the Willis Polk/Florence M. and John W. Procter Sea Cliff Historic District at 9, 25, 45 Scenic Way, 60-26th Avenue and 79-25th Avenue as an Historic District pursuant to Article 10 of the City Planning Code.

File 90-90-1.2

Monday, January 22, 1990

Supervisor Hallinan, seconded by Supervisor Hongisto, moved to continue consideration to February 26, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 8.

Noes: Supervisor Gonzalez - 1.

Absent: Supervisors Alioto, Hsieh - 2.

[Landmark]

Ordinance amending City Planning Code, designating the Willis Polk/Florence M. and John W. Procter Sea Cliff Historic District.

File 90-90-1.3, Ordinance No.

(Adds Appendix J.)

Supervisor Hallinan, seconded by Supervisor Hongisto, moved to continue consideration to February 26, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 8.

Noes: Supervisor Gonzalez - 1.

Absent: Supervisors Alioto, Hsieh - 2.

COMMITTEE REPORTS

Recommendations of Governmental Operations Committee

Consideration Continued

[Grant - Federal Funds]

Resolution authorizing Department of Public Health, Homeless Office, to accept and expend as sub-grantee, in collaboration with the San Francisco Community Clinic Consortium as prime grantee, a grant from the Federal Public Health Services for the period of January 1, 1990 to December 31, 1990, in an amount of \$591,807 for the provision of primary health services and substance abuse services to homeless individuals and adding a provision for matching funds in the amount of \$334,214, with \$167,208 of the matching funds provided for the period January 1, 1990 to June 30, 1990 and the remaining matching funds to be provided for the period of July 1, 1990 to December 31, 1990. (Mayor)

File 146-89-68, Resolution No.

Supervisor Gonzalez presented as a recommendation of Governmental Operations Committee.

Supervisor Gonzalez, seconded by Supervisor Walker, moved to continue consideration to January 29, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 7.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher - 4.

Adopted

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend a grant of \$1,886,196 from the U.S. Department of Health and Human Services, for continued funding of the Epidemiologic Study of the Natural History of HIV in Male Homosexuals/Bisexuals Previously Enrolled in Studies of Hepatitis B Infection.

File 146-90-2, Resolution No. 48-90

Supervisor Gonzalez presented as a recommendation of Governmental Operations Committee.

Supervisor Walker, seconded by Supervisor Gonzalez, moved that the Board find the need to take action arose subsequent to the publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 7.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher - 4.

Resolution adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 7.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher - 4.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Peter Mendoza;
Jane Jackson.

Monday, January 22, 1990

Requests Granted

Supervisor Britt requested letter be sent to General Manager, Municipal Railway, transmitting copy of correspondence concerning lack of wheelchair accessible transportation equipment in proper working condition and scheduled runs on the weekends and inquiring what steps can be taken to assure this situation will not be repeated and whether consideration has been given to provide wheelchair accessible transportation on routes that pass by the various hospitals throughout the City.

By Supervisor Hallinan requested letter of inquiry be sent to General Manager, Municipal Railway, to determine how Muni provides its telephone information providers with up-to-date and comprehensive information about wheelchair accessible bus routes and whether and how particular attention is paid to wheelchair access routes to hospitals.

No objection and Clerk directed to comply.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-4, Resolution No. 49-90

(Mayor Art Agnos, January 23 - 29; Jim Gonzalez, member, Board of Supervisors, January 25 - 29; Terence Hallinan, member, Board of Supervisors, February 22 - March 3; Tom Hsieh, member, Board of Supervisors, January 25 - 29; Willie B. Kennedy, member, Board of Supervisors, February 15 - 19; Michael P. Huerta, Executive Director, Port Commission, January 17 - 20, 1990.)

Adopted.

[1990 Census]

Resolution reminding City officials and residents that the 1990 census will be conducted this year, that the personal information gathered for the census is confidential, that an accurate census is to the benefit to the City of San Francisco and its residents and encouraging cooperation with the 1990 census. (Supervisor Hsieh)

File 274-89-2, Resolution No. 54-90

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Monday, January 22, 1990

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker - 6.

Absent: Supervisors Alioto, Hsieh, Maher, Nelder, Ward - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Annual Salary Standardization Ordinance]

Draft ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County, San Francisco Community College District and San Francisco Unified School District whose compensations are subject to provisions of Sections 8.400, 8.401 and 8.407 of the Charter; effective July 1, 1990. (Supervisor Gonzalez presented on behalf of Civil Service Commission.) Referred to Governmental Operations Committee.

File 106-90-1

Adopted

[Federal Legislation]

Resolution supporting United States Senate Bill S. 768 (Senator Kennedy) to amend the Public Health Service Act and Fair Labor Standards Act of 1938 to provide basic health benefits for all Americans, and for other purposes.

File 13-90-3, Resolution No. 50-90

Supervisor Ward presented for immediate adoption.

Supervisor Ward, seconded by Supervisor Kennedy, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hsieh, Maher - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker - 6.

Absent: Supervisors Alioto, Hsieh, Maher, Nelder, Ward - 5.

Monday, January 22, 1990

[Federal Legislation]

Resolution memorializing the Congress of the United States to adopt legislation to restore civil rights protections to minority persons now lost because of Supreme Court rulings.

File 13-90-4, Resolution No. 51-90

Supervisor Hongisto presented for immediate adoption.

Supervisor Hongisto, seconded by Supervisor Gonzalez, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher, Nelder - 5.

Resolution adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker - 6.

Absent: Supervisors Alioto, Hsieh, Maher, Nelder, Ward - 5.

[Joseph Russoniello]

Resolution urging Federal officials to disassociate themselves from the United States Attorney, Joseph Russoniello, and his recent comments; asking that his resignation become effective immediately; requesting that he make a public apology to the Latino community; and further urging that his successor be a person who will be able to relate to the diverse population of San Francisco, including its ethnic minorities and, particularly, its Latino members.

File 13-90-5, Resolution No. 52-90

Supervisor Gonzalez presented for immediate adoption.

Supervisor Gonzalez, seconded by Supervisor Walker, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher, Nelder - 5.

Resolution adopted by the following vote:

Monday, January 22, 1990

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker - 6.

Absent: Supervisors Alioto, Hsieh, Maher, Nelder, Ward - 5.

Referred to Board

[Gift Acceptance]

Resolution authorizing acceptance of gifts offered by Sunstar, Inc. to support City services providing earthquake relief and recovery and expressing appreciation on behalf of the City and County of San Francisco. (Supervisor Walker presented.) Referred to Board January 29, 1990 Immediate Adoption Calendar.

File 38-90-3

Adopted

[Street Closing]

Resolution authorizing temporary closing of Gold Street, between Sansome and Montgomery Streets, on Saturday, January 27, 1990, from 5:00 a.m. to 6:00 p.m., for the filming of a motion picture by Twentieth Century Fox Film Corporation.

File 42-90-3, Resolution No. 53-90

Supervisor Walker presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Kennedy, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker - 6.

Absent: Supervisors Alioto, Hsieh, Maher, Nelder, Ward - 5.

Resolution adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker - 6.

Absent: Supervisors Alioto, Hsieh, Maher, Nelder, Ward - 5.

Referred to Committee

[Bernal Heights Special Use District]

Ordinance amending City Planning Code by adding Section 242 to establish the Bernal Heights Special Use District and impose restrictions on property within that District, including height, set-back, rear yard, parking, curb cuts, garage door width, and demolition of residential structures and by adding Sections 134,

Monday, January 22, 1990

252.1 and by amending Sections 102, 132, 154, 155 and Table 151 of Section 151 to provide reference to Section 242 of this Code. (Supervisors Walker and Maher presented.) Referred to Land Use Committee.

File 81-90-1

[Survey Area - South of Market]
Resolution designating and describing a survey area within the City and County of San Francisco pursuant to the California Community Redevelopment Law. (Supervisors Walker and Alioto presented.) Referred to Land Use Committee.

File 185-90-1

Suspension of the Rules

Supervisor Gonzalez, seconded by Supervisor Hongisto, moved that the time limits prescribed in Rule 5.5 of the Rules of Order be suspended to permit introduction of the following Charter amendments for consideration at the June 5, 1990 election.

Motion adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hsieh, Maher - 3.

Referred to Committee

[Ballot Measure]
Draft Charter amendment (skeletal) which would enable former members of the Board of Supervisors to buy into the Health Plan provided to City employees. (Supervisor Britt presented.) Referred to Rules Committee.

File 186-90-1

[Ballot Measure]
Draft Charter amendment (First Draft) amending Section 3.103 regarding the establishment of an Office of Contract and Public Policy Compliance. (Supervisor Kennedy presented.) Referred to Rules Committee.

File 187-90-1

Requests for Hearings

File 100-89-1.9. By Supervisor Walker: To consider release of reserved funds in the amount of \$30,060 for the Parking Meter Program, Parking Authority. Referred to Finance Committee.

File 128-90-1, By Supervisor Hallinan: To consider the pressing need for City agencies, private businesses and residents of the City and County to address the problem of hazardous material use, storage and disposal. Referred to Public Works Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Ward, that letter of inquiry be sent to Director of Public Health to determine if they have plans to expand public parking at Laguna Honda and San Francisco General Hospitals.

By Supervisor Ward, that letter be sent to Chief of Police inquiring as to the policy of arrest for people selling drugs and for people purchasing drugs in the City and County of San Francisco.

By Supervisor Hallinan, that City Attorney advise whether residency requirement can be imposed for youths participating in the City Summer Youth Employment Programs, such as, jobs at Camp Mather.

By Supervisor Walker, that Budget Analyst prepare local cost analysis on Victims Speedy Trial Initiative (on June State ballot).

By Supervisor Walker, that letter be sent to the Mayor requesting the Mayor's Criminal Justice Council present to the Board of Supervisors a plan for Alternatives to Incarceration and Alternative Sentencing that will relieve overcrowding pressures in our pre- and post-sentence jail and prison facilities during the next four years (minimum) as we construct new facilities.

By Supervisor Kennedy, that letter be sent to Chief Administrative Officer transmitting copy of correspondence from the Joint Committee on Courthouse Financing and Construction and inquiring whether the Chief Administrative Officer received a similar request for information regarding the progress of courthouse construction, estimated completion dates, project size and the City's five and ten year construction plans and if so, if he would provide the Board with a copy of the response.

By Supervisor Kennedy, that letter of inquiry be sent to Director of Public Health concerning the lack of sanitation services in the Union Square area during the weekends in which trash containers overflow and gutters fill with debris, and during the rainy periods, the sewer covers become blocked and the street corners begin to flood.

By Supervisor Kennedy, that letter of inquiry be sent to the Mayor and Judge Roy Wonder to determine whether consideration has been given to implementing the program known as Grow Smart at Log Cabin Ranch.

By Supervisor Kennedy, that letter be sent to Director of Public Works and Director of Planning concerning alleged illegal construction at 775 40th Avenue and inquiring what action has been taken to investigate the matter.

Monday, January 22, 1990

By Supervisor Kennedy, that letter be sent to the Controller requesting information concerning monies accumulated as well as expended on programs relative to the operation of childcare and housing.

Motion Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Margaret Randolph (Supervisor Walker)
John Belkus (Supervisor Hongisto on behalf of the entire Board)
Elibi Tognoli (Supervisor Maher)

File 2-90-4

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:59 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, January 22, 1990

Approved by the Board of Supervisors on June 11, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 5

DOCUMENTS DEPT.

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Monday, January 29, 1990

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City and County of San Francisco

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Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, January 29, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:05 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 7.

Noted absent at first roll call:

Supervisors Alioto, Gonzalez, Hongisto, Kennedy - 4.

Quorum present.

Supervisor Alioto excused, on official leave of absence.

Supervisor Gonzalez was noted present at 2:07 p.m.

Supervisor Hongisto was noted present at 2:53 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Nelder, seconded by Supervisor Maher, moved that the Journal of Proceedings for Monday, October 2, 1989, be approved.

Motion carried by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

Monday, January 29, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$1,735, Port Commission, for permanent salaries-miscellaneous and related mandatory fringe benefits, and rescinding, \$1,735 from permanent salaries, for the creation of one position and deletion of one position. (Controller)

File 101-89-69, Ordinance No. 40-90

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Port, reflecting the reclassification of one position and deletion of one position; companion measure to File 101-89-69. (Civil Service Commission)

File 102-89-29, Ordinance No. 41-90

Finally passed.

[Government Funding]

Ordinance appropriating \$716,117, Department of Social Services, for permanent salaries and related mandatory fringe benefits, telephone, materials and supplies, equipment purchase and services of other departments - Central Shops, for the creation of forty-nine positions and deletion of fifteen positions, for fiscal year 1989-90. (Controller)

File 101-89-72, Ordinance No. 42-90

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of Social Services, reflecting the addition of forty-nine positions and deletion of fifteen positions; companion measure to File 101-89-72. (Civil Service Commission)

File 102-89-28, Ordinance No. 43-90

Finally passed.

Monday, January 29, 1990

[Government Funding]

Ordinance appropriating \$571,129, Public Health - Central Office and San Francisco General Hospital, for permanent salaries and related mandatory fringe benefits, other contractual services, medical service contracts, services of other departments - miscellaneous departments, materials and supplies, equipment purchase and capital improvement project for the creation of three positions (to fund AIDS-related, prevention, early intervention health care and health care support services); for fiscal year 1989-90. (Supervisor Walker)

File 101-89-75, Ordinance No. 38-90

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of Public Health, San Francisco General Hospital, reflecting the addition of three positions; companion measure to File 101-89-75. (Supervisor Walker)

File 102-89-31, Ordinance No. 39-90

Finally passed.

[Airport-Airline Extension of Ground Leases]

Ordinance approving exercising the second option to extend the lease of Plot 5 between United Airlines, Inc. and the City and County, acting by and through its Airports Commission. (Airports Commission)

File 27-89-11, Ordinance No. 31-90

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Joan Faulkner against the City and County by payment of \$10,500. (City Attorney)

File 45-89-55, Ordinance No. 32-90

(Superior Court No. 895-813)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Lola Collins against the City and County by payment of \$10,800. (City Attorney)

File 45-89-59, Ordinance No. 33-90

(Superior Court No. 857-543)

Monday, January 29, 1990

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Inez Cowlah against the City and County by payment of \$24,000. (City Attorney)

File 45-89-60, Ordinance No. 34-90

(Superior Court No. 905-988)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Jenny Lee Walter against the City and County by payment of \$20,000. (City Attorney)

File 45-89-61, Ordinance No. 35-90

(Superior Court No. 876-772)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Billy H. Tillman vs. Vilo Properties, Inc., et al., upon receipt of the sum of \$8,500; and authorizing release of lien. (City Attorney)

File 46-89-19, Ordinance No. 36-90

(Superior Court No. 829-485)

Finally passed.

Recommendations of Governmental Operations Committee

Passed for Second Reading

[Childcare Center, Month-to-Month Rental]

Ordinance authorizing negotiated month-to-month rental agreement for childcare center at Southeast Community Facility. (Real Estate Department)

File 172-90-2, Ordinance No.

Passed for second reading.

Adopted

[Lease of Real Property]

Resolution authorizing lease of real property at 1212 Market Street,

Monday, January 29, 1990

Mezzanine Area, for offices for Controller's Information Services Division. (Real Estate Department)

File 64-90-1, Resolution No. 81-90

Adopted.

[Lease of Real Property]

Resolution authorizing lease of real property at 1212 Market Street, Suites B and G in lower arcade, for storage area, for the Employees' Retirement System. (Real Estate Department)

File 64-90-2, Resolution No. 82-90

Adopted.

Recommendations of Public Works Committee

Adopted

[Stop Intersection]

Resolution designating certain intersections as Stop intersections, various streets. (Public Works Committee)

File 18-89-21, Resolution No. 77-90

(Stop Signs - Establish

Union Street and Jones Street, northeast and southwest corners, stopping Union Street traffic (makes this an all-way Stop);

Reposa Way and Marietta Drive, southwest corner, stopping Reposa Way traffic;

Illinois Street and 16th Street, southeast and northwest corners, stopping Illinois Street traffic;

15th Street and Harrison Street, northeast and southwest corners (offset intersection); stopping 15th Street traffic.)

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulations, various streets. (Public Works Committee)

File 20-89-16, Resolution No. 79-90

(Tow-Away No Stopping Anytime - Establish

Bayshore Boulevard, west side, from Paul Avenue to 330 feet south (330 foot zone);

Monday, January 29, 1990

Bayshore Boulevard, west side, from Paul Avenue to 230 feet north (230 foot zone);

Bayshore Boulevard, east side, from Paul Avenue to 150 feet south (150 foot zone);

Bayshore Boulevard, east side, from Paul Avenue to 315 feet north (315 foot zone);

Tow-Away No Stopping Anytime - Establish In Conjunction with the Proposed Loading Islands

San Jose Avenue, east side, from Geneva to 80 feet northerly (80 foot zone);

San Jose Avenue, west side, from Ocean Avenue to 570 feet southerly (570 foot zone);

San Jose Avenue, west side, from Ocean Avenue to 250 feet northerly (250 foot zone);

San Jose Avenue, east side, from Ocean Avenue to 80 feet northerly (80 foot zone);

San Jose Avenue, east side, between Ocean Avenue and Oneida Avenues (55 foot zone);

San Jose Avenue, east side, from Oneida Avenue to 140 feet southerly (140 foot zone);

San Jose Avenue, east side, from Santa Ynez Avenue to 230 feet southerly (230 foot zone);

San Jose Avenue, west side, from 90 feet south of Havelock Street to 400 feet southerly (400 foot zone, include Santa Ynez Avenue);

San Jose Avenue, west side, from Santa Rosa Avenue to 95 feet southerly (95 foot zone);

San Jose Avenue, west side, between Santa Rosa Avenue and Pilgrim Avenue (30 foot zone);

San Jose Avenue, west side, from Pilgrim Avenue to 60 feet northerly (60 foot zone);

San Jose Avenue, east side, from Santa Rosa Avenue to 60 feet southerly (60 foot zone);

San Jose Avenue, east side, from Santa Rosa Avenue to 190 feet northerly (190 foot zone);

San Jose Avenue, west side, from Randall Street to 150 feet northerly (150 foot zone);

San Jose Avenue, east side, between Randall and Brook Streets (210 foot zone);

San Jose Avenue, east side, from Randall Street to 50 feet northerly (50 foot zone);

San Jose Avenue, east side, from Randall Street to 450 feet southerly (450 foot zone);

San Jose Avenue, west side, from Randall Street to 400 feet southerly (400 foot zone);

Thirtieth Street, south side, from San Jose Avenue to 30 feet westerly (30 foot zone);

Thirtieth Street, north side, from San Jose Avenue to 20 feet westerly (20 foot zone);

Thirtieth Street, north side, from Church Street to 25 feet easterly (25 foot zone);

Thirtieth Street, north side, from Church Street to 10 feet westerly (10 foot zone);

Church Street, east side, from Thirtieth Street to 25 feet northerly (25 foot zone);

Church Street, west side, from Thirtieth Street to 20 feet northerly (20 foot zone).

Adopted.

[Stop Intersection]

Resolution designating Stop intersection at Parnassus Avenue and Shrader Street, northeast and southwest corners. (Supervisor Kennedy)

File 18-90-2, Resolution No. 75-90

(Stop Signs - Establish

Parnassus Avenue and Shrader Streets, northeast and southwest corners, stopping Parnassus Avenue traffic (makes this an all-way Stop.)

Adopted.

[Traffic Regulations]

Resolution rescinding traffic regulation, Parnassus Avenue. (Public Works Committee)

File 20-90-1, Resolution No. 78-90

(Tow Away No Stopping Anytime - Rescind

Parnassus Avenue, north side, from Shrader Street to 10 feet east (10 foot zone).

Adopted.

Monday, January 29, 1990

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$167,108, Public Health - Central Offices, for permanent salaries nurses, permanent salaries - miscellaneous and related mandatory fringe benefits, medical service contracts, other services, materials and supplies and services of other departments - Controller - Data Processing, for the creation of three positions. (Controller)

File 101-89-59, Ordinance No. 46-90

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of Public Health - Central Office, reflecting the addition of three positions; companion measure to File 101-89-59. (Civil Service Commission)

File 102-89-23, Ordinance No. 47-90

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

Monday, January 29, 1990

[Government Funding]

Ordinance appropriating \$22,730, Public Works, for permanent salaries-miscellaneous; rescinding \$22,730 for permanent salaries-miscellaneous, for the creation of one position and deletion of one position, for fiscal year 1989-90. (Controller)

File 101-89-71, Ordinance No. 44-90

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of Public Works, reflecting the deletion of one position and the addition of one position; companion measure to File 101-89-71. (Civil Service Commission)

File 102-89-20, Ordinance No. 45-90

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

Recommendations of Governmental Operations Committee

Finally Passed

[Retirement Benefits]

Ordinance amending Administrative Code, relating to "pick-up" of employee contributions to the City and County Retirement System, to require the City to meet and confer where legally appropriate, prior to the increase, reduction, or elimination of the employee contributions "pick-up" and by adding subsection which will implement employer "pick-up" of employee contributions to the City and County Retirement System, as permitted by Internal Revenue Code Section 414(h)(2) and as authorized by Charter Section 8.500, as amended in November, 1988. (Supervisor Hallinan)

File 97-89-17.1, Ordinance No. 37-90

(Amends Section 16.61-1.)

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Kennedy - 2.

Adopted

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Homeless Office, to accept and expend as sub-grantee, in collaboration with the San Francisco Community Clinic Consortium as prime grantee, a grant from the Federal Public Health Services for the period of January 1, 1990 to December 31, 1990, in an amount of \$591,807, for the provision of primary health services and substance abuse services to homeless individuals and adding a provision for matching funds in the amount of \$334,214, with \$167,208 of the matching funds provided for the period January 1, 1990 to June 30, 1990 and the remaining matching funds to be provided for the period of July 1, 1990 to December 31, 1990. (Mayor)

File 146-89-68, Resolution No. 85-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$425,323, Mayor's Office, for permanent salaries and related mandatory fringe benefits, temporary salaries, other contractual services, materials and supplies, telephone, services of other departments - City Mail Services and services of other departments - Reproduction, for the creation of two positions. (Controller)

File 101-89-73, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Mayor's Office, reflecting the addition of two positions; companion measure to File 101-89-73. (Civil Service Commission)

File 102-89-30, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

[Government Funding]

Ordinance appropriating \$52,059, Juvenile Court, for permanent salaries - miscellaneous and related mandatory fringe benefits and rescinding \$52,059 for permanent salaries - miscellaneous and related mandatory fringe benefits, for the creation of one temporary position, for fiscal year 1989-90. (Controller)

File 101-89-74, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Juvenile Court, reflecting the addition of one temporary position; companion measure to File 101-89-74. (Civil Service Commission)

File 102-89-32, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

[Government Funding]

Ordinance appropriating \$3,000,000, Fire Department, for extended work week and rescinding \$3,000,000 from permanent salaries - uniform and related mandatory fringe benefits, for fiscal year 1989-90. (Controller)

File 101-89-76, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Monday, January 29, 1990

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

Adopted

[Emergency Work]

Resolution authorizing the Director of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to restore the integrity of the sewer on Jefferson Street from Baker to Broderick Streets. (Department of Public Works)

File 28-89-26, Resolution No. 80-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

Recommendations of Governmental Operations Committee

Adopted

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Operating Engineers Local Union No. 3. (Employee Relations Division)

File 93-90-2, Resolution No. 83-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Deputy Sheriffs' Association of San Francisco, Inc. (Employee Relations Division)

File 93-90-3, Resolution No. 84-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

Monday, January 29, 1990

Recommendations of Public Works Committee

Passed for Second Reading

[Street Acceptance]

Ordinance accepting roadways, including curbs, of Jerrold Avenue between Earl and Donahue Streets and a portion of Donahue Street southwesterly of Jerrold Avenue. (Department of Public Works)

File 9-89-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

[Parking Prohibition Except for Authorized Police Vehicles]

Ordinance amending Traffic Code, regarding prohibition of parking except for Police vehicles on 20th Street between Third Street and Tennessee Streets. (Department of Public Works)

File 124-89-21, Ordinance No.

(Adds Section 32.6.14.)

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

(Supervisor Hongisto dissenting in Committee.)

[Speed Limits - O'Shaughnessy, Bosworth and Hayes]

Ordinance amending Traffic Code, regulating the speed limits on O'Shaughnessy Boulevard, Hayes and Bosworth Streets. (Department of Public Works)

File 124-89-22, Ordinance No.

(Amends Section 174.03;

Adds Sections 174.5 and 174.07.)

(O'Shaughnessy Boulevard, between Malta Drive and Bosworth Street, 25 miles per hour;

Hayes Street, between Pierce and Steiner Streets, 15 miles per hour;

Bosworth Street, between O'Shaughnessy Boulevard and Elle Street, 25 mile per hour.)

Monday, January 29, 1990

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

(Supervisor Maher dissenting in Committee.)

[Tour Bus Ban on 18th Street]

Ordinance amending Police Code, by banning the operation of passenger-carrying commercial motor vehicles on 18th Street between Church Street and Market Street. (Supervisor Kennedy)

File 219-89-7, Ordinance No.

(Adds Section 1183.19.)

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Nelder, Walker, Ward - 7.

Noes: Supervisor Maher - 1.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

Passed for Second Reading as Amended

[BBI Crane Safety]

Ordinance amending Building Code, relating to special inspection and relating to crane safety. (Supervisors Gonzalez, Alioto, Hongisto)

File 279-89-2, Ordinance No.

(Amends Section 306;

Adds new Section 306 (a) (21A-D).)

Supervisor Gonzalez, seconded by Supervisor Walker, moved to amend page three, lines eight and nine by deleting entire "Section 4".

Motion to amend adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

Passed for Second Reading

[Curbside Recycling]

Ordinance amending Health Code, providing for penalties for the unlawful removal or appropriation of recyclable materials placed in City streets or sidewalk areas for collection pursuant to the City's curbside recycling collection program. (Supervisor Kennedy)

File 118-90-1. Ordinance No.

(Adds Sections 293 thru 293.4.)

Passed for second reading by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

Adopted

[State Legislation]

Resolution supporting SB 478, a measure regulating the licensing of crane operators, and transmitting copies of the resolution to the State Legislative Advocate for presentation to the State Legislature. (Supervisors Hongisto, Hallinan, Gonzalez)

File 12-89-34, Resolution No. 74-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

(Supervisor Maher dissenting in Committee.)

[Stop Intersection]

Resolution designating Stop intersection at Golden Gate Avenue and Lyon Street. (Supervisor Kennedy)

File 18-89-15, Resolution No. 76-90

(Stop Signs - Establish

Golden Gate Avenue and Lyon Street, northeast and southwest corners, stopping Golden Gate Avenue traffic (makes this an all-way Stop).)

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hsieh, Nelder, Walker, Ward - 6.

Noes: Supervisors Britt, Maher - 2.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

Monday, January 29, 1990

[Contract or Agreement]

Resolution authorizing the Director of Public Works and Chief Administrative Officer to enter into a cooperative agreement with the State of California Department of Transportation for modifying the intersection of Holloway and 19th Avenues to improve pedestrian safety. (Department of Public Works)

File 219-89-9, Resolution No. 87-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

[Permit Appeal]

Motion approving decision of Director of Public Works granting permission to occupy a portion of the sidewalk area on the Vallejo Street frontage with a warped driveway ramp and two brick planter boxes at 2061 Larkin Street with condition. (Public Works Committee)

File 24-89-8

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Kennedy - 3.

From Public Works Committee Without Recommendation

Consideration Continued

[Permits, Chinatown Peddlers]

Ordinance amending Traffic Code, to establish three year period permits for selling from a vehicle in Chinatown on Powell Street between Pacific Avenue and Jackson Street. (Supervisor Kennedy)

File 124-90-1, Ordinance No.

(Amends Section 68.)

Supervisor Nelder, seconded by Supervisor Walker, moved to continue consideration to February 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Kennedy - 2.

Monday, January 29, 1990

From the Clerk

Adopted

[Condominium Project]

Motion approving final map of 345 Locust Street, a condominium project, being a resubdivision of Lots 52, 53, 54, 55 and 56 in Assessor's Block 1011; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-3

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Kennedy - 2.

PUBLIC COMMENT

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the Public Comment portion of the meeting closed.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-5, Resolution No. 71-90

(Doris M. Ward, member, Board of Supervisors, February 5; Alan D. Becker, member, War Memorial Board of Trustees, January 13 - 19; Mary E. Burns, General Manager, Recreation & Park Department, January 25 - 29; Rand Castile, Director, Asian Art Museum, January 23 - 28 and February 8 - 24; Thomas J. Elzey, General Manager, Public Utilities Commission, March 10 - 15; James Foster, member, Health Commission, February 5 - 16; Richard J. Guggenhime, member, Recreation & Park Commission, January 25 - 29; Allen C. Haile, President, Social Services Commission, January 26 - February 3; Tommy Harris, member, Recreation and Park Commission, January 25 - 29; Michael Hennessy, Sheriff, March 28 - 30; Michael P. Huerta, Executive Director, Port Commission, January 17 - 20 and February 2 - 11; Frank M. Jordan, Chief of Police, January 25 - 29; Julia Lopez, General Manager, Social Services, February 2; Connie O'Connor, member, Recreation and Park Commission, January 25 - 29; Louise Renne, City Attorney, January 25 - 29; Santiago Ruiz, member, Recreation and Park Commission, January 25 - 29, 1990.)

Adopted.

[Gift Acceptance]

Resolution authorizing acceptance of gifts valued at \$120,906 offered by Sunstar, Inc. to support City services providing earthquake relief and recovery and expressing appreciation on behalf of the City and County. (Supervisor Walker)

File 38-90-3, Resolution No. 73-90

Adopted.

[Commending the Greater Market Street Development Association]
Resolution commending the Greater Market Street Development Association for its generous contributions and tireless efforts to enhance the beauty of Market Street and urging his Honor, the Mayor, to urge all appropriate city departments and entities to cooperate and assist in these efforts whenever possible. (Supervisor Nelder)

File 4-90-1, Resolution No. 72-90

Adopted.

[Crane Safety Task Force]

Resolution establishing a task force on crane safety and to present findings and recommendations to the Board of Supervisors.
(Supervisor Hongisto)

File 174-90-2, Resolution No. 86-90

Adopted.

[Vacancy Rent Control]

Motion rescheduling consideration of pending vacancy rent control legislation from February 5, 1990, to February 12, 1990; companion measure to File 109-88-2. (Supervisor Ward)

File 109-90-1

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Kennedy - 2.

Monday, January 29, 1990

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Board

[Street Closing]

Resolution authorizing temporary closing of a portion of Powell Street, between Columbus Avenue and Union Street, on Monday, February 19, 1990, from 11:00 a.m. to 4:00 p.m., for the 14th Annual Penny Pitch Contest. (Supervisor Maher presented.) Referred to Board February 5, 1990 Immediate Adoption Calendar.

File 42-90-4

Referred to Committee

[1990 Alcohol Tax Initiative]

Resolution supporting the 1990 State ballot initiative to increase taxes on alcoholic beverages. (Supervisor Britt presented.) Referred to Rules Committee.

File 60-90-1

[Grant - Federal Funds]

Resolution authorizing the Mayor's Office of Community Development to apply for, accept and expend \$418,000 grant under the Emergency Shelter Grant Program (under the Stewart B. McKinney Homeless Assistance Act for FY90) to improve the quality of existing shelters for the homeless. (Supervisor Gonzalez presented.) Referred to Governmental Operations Committee.

File 68-90-1

[Ballot Measure]

Charter amendment (First Draft) amending Section 8.425 relating to the health benefits for former members of the Board of Supervisors. (Supervisor Britt presented.) Referred to Rules Committee.

File 186-90-1

[Ballot Measure]

Charter amendment (Second Draft) amending Section 3.103 regarding the establishment of an Office of Contract and Public Policy Compliance. (Supervisor Kennedy presented.) Referred to Rules Committee.

File 187-90-1

[Ballot Measure]

Charter amendment (First Draft) adding Sections 3.683, 3.683-1, 3.683-2, 3.683-3, 3.683-4, 3.683-5 and 3.683-6 regarding the establishment of a Department of Children, Youth and Families with specific duties and powers and consisting of a Commission for Children, Youth and Families, an executive director, community advisory councils, central and district offices and such employees as may be necessary and providing for an annual master plan for children, youth and families. (Supervisor Ward presented.) Referred to Rules Committee.

File 284-89-1

[Ballot Measure]

Charter amendment (First Draft) amending Section 8.452 relating to the hours, tours of duty and compensation of the uniformed ranks of the Fire Department. (Supervisor Kennedy presented on behalf of the Mayor.) Referred to Rules Committee.

File 290-89-1

[Ballot Measure]

Charter amendment (First Draft) amending Section 8.407 relating to the definition of generally prevailing rate of wages for employees covered by Section 8.401 of the Charter. (Supervisor Walker presented.) Referred to Rules Committee.

File 291-89-1

[Ballot Measure]

Charter amendment (First Draft) amending Section 3.600 to increase by two the number of Art Commission members appointed by the Mayor, to establish terms for new members, to increase by one the number of ex officio members, and to delete the seven-member quorum requirement. (Supervisor Walker presented.) Referred to Rules Committee.

File 295-89-1

Requests for Hearings

File 57-90-1, By Supervisor Nelder: To consider strike by Association of Retarded Citizens as to its membership involved in paper recycling (particularly at City Hall, 657 Harrison Street, 20 Tenth Street and 3110 California Street). Referred to Public Works Committee.

File 100-90-2, By Supervisor Britt: To consider the 1990-91 budget of the Board of Supervisors. Referred to Rules Committee with request it be considered at the February 13, 1990 meeting.

File 171-90-1, By Supervisor Nelder: To consider possibility of developing a pilot program to examine the efficacy of attaching a device to traffic signals which would cause a green light to "blink"

Monday, January 29, 1990

at the end of its turn in the green-yellow-red light sequence so drivers are better warned about the approaching yellow light. Referred to Public Works Committee.

File 188-90-1, By Supervisor Hongisto: To consider the state of the City's high pressure water system and the ability of the system to perform effectively in an emergency. Referred to Public Works Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hsieh, that letter be sent to Congresswoman Nancy Pelosi expressing appreciation and commending her for her extraordinary efforts to win approval of the Emergency Chinese Immigration Relief Act.

By Supervisor Kennedy, that City Attorney draft appropriate legislation to require a hazardous waste reduction analysis prior to the issuance of permits.

By Supervisor Britt, that letter be sent to Bob St. Clair commending him for his induction into the Football Hall of Fame.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Jairlean Stewart (Supervisor Kennedy)
Ronald Caldwell (Supervisor Kennedy)
Alvin Conley (Supervisor Kennedy)
Michael Stevens (Supervisor Kennedy)
Jane Shaw (Supervisor Kennedy)

File 2-90-5

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:00 p.m. adjourned.

John L. Taylor, Clerk

Monday, January 29, 1990

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 11, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 6

DOCUMENTS DEPT

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Monday, February 5, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, February 5, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:11 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker - 7.

Noted absent at first roll call:

Supervisors Gonzalez, Hsieh, Maher, Ward - 4.

Quorum present.

Supervisor Gonzalez was noted present at 2:16 p.m.

Supervisor Hsieh was noted present at 2:44 p.m.

Supervisor Maher was noted present at 2:13 p.m.

Supervisor Ward excused, on official leave of absence.

Presentation Made

In celebration of the 80th Anniversary of the founding of the Boys Scouts, President Britt recognized a delegation of scouts from a number of troops around San Francisco who presented various past flags of the United States and led the audience in the pledge of allegiance to the flag.

Supervisor Hongisto recognized Troop 14 indicating it is the oldest boy scout troupe in existence in San Francisco and extended good wishes to it on behalf of the entire Board on its 75th Anniversary.

Monday, February 5, 1990

Presentation of Guests

Supervisor Hongisto introduced and welcomed Mr. James C.C. Chen, speaker of the Taipei City Council and chairman of the Taipei Sister City Committee in Taiwan, and members of his delegation who are in San Francisco to present a check for \$100,000 to the City for the Emergency Earthquake Relief Fund.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Kennedy, moved that the Journal of Proceedings for Tuesday, October 10, 1989, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hsieh, Ward - 3.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Kennedy requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Public Works Committee

Rereferred to Committee

[Curbside Recycling]
Ordinance amending Health Code, providing for penalties for the unlawful removal or appropriation of recyclable materials placed in City streets or sidewalk areas for collection pursuant to the City's curbside recycling collection program. (Supervisor Kennedy)

File 118-90-1, Ordinance No.

(Adds Sections 293 to 293.4.)

Supervisor Kennedy, seconded by Supervisor Walker, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hsieh, Ward - 2.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$425,323, Mayor's Office, for permanent salaries and related mandatory fringe benefits, temporary salaries, other contractual services, materials and supplies, telephone, services of other departments - City Mail Services and services of other departments - Reproduction, for the creation of two positions. (Controller)

File 101-89-73, Ordinance No. 49-90

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Mayor's Office, reflecting the addition of two positions; companion measure to File 101-89-73. (Civil Service Commission)

File 102-89-30, Ordinance No. 48-90

Finally passed.

[Government Funding]

Ordinance appropriating \$52,059, Juvenile Court, for permanent salaries - miscellaneous and related mandatory fringe benefits and rescinding \$52,059 for permanent salaries - miscellaneous and related mandatory fringe benefits, for the creation of one temporary position, for fiscal year 1989-90. (Controller)

File 101-89-74, Ordinance No. 51-90

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Juvenile Court, reflecting the addition of one temporary position; companion measure to File 101-89-74. (Civil Service Commission)

File 102-89-32, Ordinance No. 52-90

Finally passed.

Monday, February 5, 1990

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of State Farm Insurance (insured Jodie Freid) in the sum not to exceed \$5,900. (City Attorney)

File 48-90-1, Resolution No. 94-90

Adopted.

Recommendation of Governmental Operations Committee

Finally Passed

[Childcare Center, Month-to-Month Rental]

Ordinance authorizing negotiated month-to-month rental agreement for childcare center at Southeast Community Facility. (Real Estate Department)

File 172-90-2, Ordinance No. 56-90

Finally passed.

Recommendations of Public Works Committee

Finally Passed

[Street Acceptance]

Ordinance accepting roadways, including curbs, of Jerrold Avenue between Earl and Donahue Streets and a portion of Donahue Street southwesterly of Jerrold Avenue. (Department of Public Works)

File 9-89-2, Ordinance No. 50-90

Finally passed.

[Parking Prohibition Except for Authorized Police Vehicles]

Ordinance amending Traffic Code, regarding prohibition of parking except for Police vehicles on 20th Street between Third and Tennessee Streets. (Department of Public Works)

File 124-89-21, Ordinance No. 54-90

(Adds Section 32.6.14.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Monday, February 5, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hsieh, Ward - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$3,000,000. Fire Department, for extended work week and rescinding \$3,000,000 from permanent salaries - uniform and related mandatory fringe benefits, for fiscal year 1989-90. (Controller)

File 101-89-76, Ordinance No. 53-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hsieh, Ward - 2.

Recommendations of Public Works Committee

Finally Passed

(Supervisor Hongisto dissenting in Committee.)

[Speed Limits - O'Shaughnessy, Bosworth and Hayes]

Ordinance amending Traffic Code, regulating the speed limits on O'Shaughnessy Boulevard, Hayes and Bosworth Streets. (Department of Public Works)

File 124-89-22, Ordinance No. 55-90

(Amends Section 174.03;
Adds Sections 174.5 and 174.07.)

(O'Shaughnessy Boulevard, between Malta Drive and Bosworth Street, 25 miles per hour;

Hayes Street, between Pierce and Steiner Streets, 15 miles per hour;

Monday, February 5, 1990

Bosworth Street, between O'Shaughnessy Boulevard and Elle Street, 25 mile per hour.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker - 8.

Noes: Supervisor Hongisto - 1.

Absent: Supervisors Hsieh, Ward - 2.

(Supervisor Maher dissenting in Committee.)

[Tour Bus Ban on 18th Street]

Ordinance amending Police Code, by banning the operation of passenger-carrying commercial motor vehicles on 18th Street between Church Street and Market Street. (Supervisor Kennedy)

File 219-89-7, Ordinance No. 57-90

(Adds Section 1183.19.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Hsieh, Ward - 2.

[BBI Crane Safety]

Ordinance amending Building Code, relating to special inspection and crane safety. (Supervisors Gonzalez, Alioto, Hongisto)

File 279-89-2, Ordinance No. 58-90

(Amends Section 306;

Adds new Section 306 (a) (21A-D).)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hsieh, Ward - 2.

Recommendations of Human Services Committee

Adopted

Monday, February 5, 1990

[Purchase of Controlled Substances]

Resolution memorializing the Mayor to request the Chief of Police to take such steps as are necessary to secure the enforcement of laws prohibiting the purchase of controlled substances. (Supervisor Gonzalez)

File 207-88-2.3, Resolution No. 97-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hsieh, Ward - 2.

Adopted as Amended

[Aid to El Salvador]

Resolution urging the United States of America to immediately suspend all war-related economic and military aid to the government of El Salvador; ((and further)) urging an international consumer boycott of all Salvadoran coffee products and urging letters of support. (Supervisors Gonzalez, Alioto, Walker)

File 13-89-17, Resolution No. 99-90

Supervisor Kennedy, seconded by Supervisor Walker, moved to amend title, line four, after "products" by adding "and urging letters of support" and amend page two, after line four, by adding the following further resolved clause: "Further Resolved, That the San Francisco Board of Supervisors urges all concerned citizens to write letters of support for this position to our representatives in Congress".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker - 8.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisor Ward - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker - 8.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisor Ward - 1.

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NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance rescinding \$932,184, Municipal Railway, from permanent salaries - miscellaneous and related fringe benefits, professional medical services and uniforms and appropriating \$932,184, to Municipal Railway Stores revolving fund; for the deletion of thirteen positions, and one position Public Utilities Commission, for fiscal year 1989-90. (Supervisor Walker)

File 101-89-60.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hsieh, Ward - 2.

[Public Employment]

Ordinance amending Salary Ordinance 1989-90, Municipal Railway, reflecting the deletion of thirteen positions, and one position in the Public Utilities Commission, Bureau of Personnel and Training; companion measure to File 101-89-60.1. (Supervisor Walker)

File 102-89-24.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hsieh, Ward - 2.

Adopted as Amended

(Supervisor Hallinan dissenting in Committee)

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: public safety improvements to buildings owned by the City and County of San Francisco, including earthquake repairs and earthquake hazards reduction, asbestos abatement, providing access for the disabled, all related to public safety to buildings owned by the City and County of San Francisco, including related acquisition, construction and reconstruction necessary or convenient for the foregoing purpose, that the estimated cost of three hundred thirty-two million four hundred thousand dollars

(\$332,400,000) for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness in two or more series; provided, however, that no more than sixty-five million dollars (\$65,000,000) of said bonded indebtedness shall be incurred in any single fiscal year and provided, further, that the authorization in the amount of Three Hundred Thirty-Two Million Four Hundred Thousand Dollars (\$332,400,000) will be reduced by the amount of the actual post-audit receipt of FEMA or State of California grants for earthquake repairs and hazards reduction; authorizing and directing the Chief Administrative Officer and the Controller to monitor the issuance of bonds and the actual post-audit receipt of FEMA or State of California grants for earthquake repairs and hazards reduction and to take any appropriate action so that the bonds issued will not duplicate FEMA or State of California grants for earthquake repairs and hazards reduction.

File 170-90-1, Resolution No. 88-90

Supervisor Walker, seconded by Supervisor Maher, moved an amendment of the whole entitled, "Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: public safety improvements to buildings owned by the City and County of San Francisco, including earthquake repairs and earthquake hazards reduction, asbestos abatement, providing access for the disabled, all related to public safety to buildings owned by the City and County of San Francisco, including related acquisition, construction and reconstruction necessary or convenient for the foregoing purpose, that the estimated cost of three hundred thirty-two million four hundred thousand dollars (\$332,400,000) for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness in two or more series; provided, however, that no more than sixty-five million dollars (\$65,000,000) of said bonded indebtedness shall be incurred in any single fiscal year and provided, further, that the authorization in the amount of three hundred thirty-two million four hundred thousand dollars (\$332,400,000) will be reduced by the amount of the actual post-audit receipt of FEMA or State of California grants for earthquake repairs and hazards reduction; authorizing and directing the Chief Administrative Officer and the Controller to monitor the issuance of bonds and the actual post-audit receipt of FEMA or State of California grants for earthquake repairs and hazards reduction and to take any appropriate action so that the bonds issued will not duplicate FEMA or State of California grants for earthquake repairs and hazards reduction."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hsieh, Ward - 2.

Supervisor Hallinan, seconded by Supervisor Hongisto, moved to divided the question into two parts as follows: \$114.7 million for repair work caused by the October 17, 1989 earthquake and \$217.7 million for seismic strengthening of buildings and improvements of the Zoo.

Motion to divide the question refused adoption by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Nelder - 5.

Noes: Supervisors Britt, Hsieh, Kennedy, Maher, Walker - 5.

Absent: Supervisor Ward - 1.

The roll was then called on the pending legislation and it was adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Noes: Supervisor Hallinan - 1.

Absent: Supervisor Ward - 1.

Recommendations of Rules Committee

Consideration Continued

[Ballot Measure]

Charter amendment (Fifth Draft) amending the Charter by adding Section 3.699-5 establishing a Human Rights Commission. (Supervisor Kennedy)

File 225-89-1

Supervisor Nelder, seconded by Supervisor Walker, moved to continue consideration to February 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Consideration Continued with Pending Amendment of the Whole

(Supervisor Maher dissenting in Committee.)

[Ballot Measure]

Charter amendment (Second Draft) amending Sections 3.521, 3.530, 3.540, 3.570, 3.580, 3.590, 3.650, 3.660, 3.690 and 3.698 increasing

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the membership on various commissions and Board of Permit Appeals from five to seven persons. (Supervisor Ward)

File 283-89-1

Supervisor Kennedy, seconded by Supervisor Hsieh, moved an amendment of the whole entitled, "Charter amendment (Third Draft) amending Sections 3.530, 3.540, 3.570, 3.580, 3.590, 3.650, 3.651, 3.660, 3.690 and 3.698 increasing the membership on various commissions and Board of Permit Appeals from five to seven persons."

Supervisor Kennedy, seconded by Supervisor Walker, moved to continue consideration to February 12, 1990 with pending amendment of the whole.

Motion to continue with pending amendment of the whole adopted by the following vote:.

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Ballot Measure]

Charter amendment (Second Draft) amending the Charter by adding Section 3.503 providing that as a policy goal, no board or commission shall be comprised of more than a simple majority of the same gender. (Supervisor Hongisto)

File 298-89-1

Supervisor Hongisto, seconded by Supervisor Alioto, moved an amendment of the whole (Third Draft) bearing same title as above.

Supervisor Hongisto, seconded by Supervisor Hsieh, moved to continue consideration with pending amendment of the whole to February 12, 1990.

Motion to continue with pending amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Consideration Continued

[Ballot Measure]

Charter amendment (Second Draft) amending Section 8.506-2 relating to retirement benefits for fire safety inspectors and fire protection engineers. (Supervisor Hongisto)

File 300-89-1

Supervisor Hongisto, seconded by Supervisor Kennedy, moved to continue consideration to February 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

From Rules Committee Without Recommendation

Consideration Continued

[Ballot Measure]

Charter amendment (First Draft) amending Section 3.521 to eliminate the Chief Administrative Officer and Manager of Utilities from the Planning Commission and to add two members to be appointed by the Mayor. (Supervisor Hongisto)

File 297-89-1

Supervisor Hongisto, seconded by Supervisor Kennedy, moved to continue consideration to February 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Neighborhood Beautification and Graffiti Clean-Up Fund]

Motion ordering submission of an ordinance creating a Neighborhood Beautification and Graffiti Clean-Up Fund, specifying the purposes therefor and providing that any business which owes a payroll expense tax or a business tax may elect to designate a certain portion of the tax for deposit in the neighborhood beautification and graffiti clean-up fund. (Supervisor Gonzalez)

File 286-89-1

Supervisor Gonzalez, seconded by Supervisor Walker, moved to continue consideration to February 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

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From the Clerk

Adopted

[Condominium Project]

Motion approving final map of 725 Fell Street, a condominium project, being a resubdivision of Lot 24 in Assessor's Block 828; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-4

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Initiative Charter Amendment]

Motion ordering submitted to the electorate at the Municipal Election to be held in the City and County of San Francisco on Tuesday, June 5, 1990, the proposed initiative Charter amendment limiting supervisors to two consecutive four-year terms and providing that incumbent supervisors may run for one more term.

File 60-90-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

COMMITTEE REPORTS

Recommendations of Governmental Operations Committee

Passed for Second Reading

(Supervisor Hsieh dissenting in Committee.)

[Sick Leave]

Ordinance preserving unused sick leave of employees resigning on or after December 26, 1989 so that when provisions are made for the transfer of sick leave pursuant to Charter Section 8.364 by ordinance, such sick leave will be eligible for transfer. (Supervisors Nelder, Britt, Hongisto)

File 179-90-1, Ordinance No.

Supervisor Gonzalez presented as a recommendation of Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Noes: Supervisor Hsieh - 1.

Absent: Supervisor Ward - 1.

Adopted

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend a grant of \$6,407.658 from the Department of Health and Human Services to continue to fund the AIDS Prevention and Surveillance Project; placing \$105,000 on reserve. (Mayor)

File 146-90-8, Resolution No. 95-90

Supervisor Gonzalez presented as a recommendation of Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John O'Brien;
Prince Arcadia;
Dan Fiorillo;
Tom O'Shure;
Richard Bear;
Richard Brown.

Requests Granted

Supervisor Walker requested letter be sent through the Mayor to the Homeless Coordinator asking why there are objections to allowing tents to be placed in specific areas of the City to shelter people during the winter months.

Supervisors Walker and Kennedy requested letter be sent to General Manager, Social Services Department, inquiring why people receiving assistance are made to stand in line outside the building instead of indoors.

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Supervisor Nelder requested letter be sent through the Mayor to the Homeless Coordinator inquiring how many homeless people are being excluded from rooms or shelter at night because of lack of space and what category they fall into (men, women, families).

Supervisor Nelder requested City Attorney provide opinion regarding the legality of allowing camping in various parts of the city.

Supervisor Nelder requested letter of inquiry be sent to San Francisco Housing Authority regarding their affirmative action program and requesting a report delineating the standards.

No objection and Clerk directed to comply.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-6, Resolution No. 89-90

(Sharon B. Duvall, member, Airports Commission, February 21 - 25; Michael Hennessey, Sheriff, March 28 - 30; Michael P. Huerta, Executive Director, Port, February 2 - 11; Julia I. Lopez, General Manager, Department of Social Services, February 1 - 2; Rodel E. Rodis, President, Public Utilities Commission, January 24 - February 4; Donald R. Stephens, member, Airports Commission, February 8 - 12; Mrs. Melvin M. Swig, member, War Memorial Board of Trustees, January 26 - February 4 and February 8 - 10; L.A. Turpen, Director of Airports, March 7 - 9; H. Welton Flynn, member, Public Utilities Commission, January 25 - 29, 1990.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Powell Street, for the 14th Annual Penny Pitch Contest. (Supervisor Maher)

File 42-90-4, Resolution No. 92-90

(Powell Street, between Columbus Avenue and Union Street, on Monday, February 19, 1990, from 11:00 a.m. to 4:00 p.m.)

Adopted.

[Historic District]

Motion rescheduling hearing on proposed Willis Polk/Florence M. and John W. Proctor Sea Cliff Historic District from February 26, 1990, to March 5, 1990. (Supervisor Maher)

File 90-90-1.4

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder - 8.

Absent: Supervisors Maher, Walker, Ward - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Special Election]

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 5, 1990, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County for the acquisition, construction or completion by the City and County of San Francisco of the following municipal improvements to wit: public safety improvement bonds, 1990, \$332,400,000, to pay for the cost of public safety improvements to buildings owned by the City and County of San Francisco, including earthquake repairs and earthquake hazards reduction, asbestos abatement, providing access for the disabled, all related to public safety to buildings owned by the City and County of San Francisco, including related acquisition, construction and reconstruction necessary or convenient for the foregoing purpose; provided, however, that the authorization in the amount of three hundred thirty-two million four hundred thousand dollars (\$332,400,000) will be reduced by the amount of the actual post-audit receipt of FEMA and State of California grants for earthquake repairs; authorizing and directing the Chief Administrative Officer and the Controller to monitor the issuance of bonds and the actual post-audit receipt of FEMA and State of California grants for earthquake repairs and to take any appropriate action so that the bonds issued will not duplicate FEMA and State of California grants for earthquake repairs; finding that the estimated cost to the City and County of San Francisco of said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County of San Francisco and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such municipal improvements; fixing the date of the election and the manner of holding such election and the procedure for voting for or against the propositions; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the special election with the general election; and providing that the election precincts, voting places and officers for election shall be

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the same as for such general election. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the February 14, 1990 meeting.

File 60-90-3

Adopted

[Commendation]

Resolution commending San Francisco Examiner sportswriter Al Corona upon his retirement for his 42 years of covering San Francisco Sports from the prep level to the pros and for the numerous memorable moments he has helped capture for the City's sports fan.

File 4-90-2. Resolution No. 90-90

Supervisor Nelder presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Hallinan, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 9.

Absent: Supervisors Maher, Ward - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder - 8.

Absent: Supervisors Maher, Walker, Ward - 3.

[State Legislation - Foster Care]

Resolution memorializing the California Legislature to adopt Assembly Bill 1060 to implement a payment program for foster care to encourage the placement of children with their relatives.

File 12-90-1, Resolution No. 91-90

Supervisors Hongisto, Britt, Kennedy presented for immediate adoption.

Supervisor Hongisto, seconded by Supervisor Nelder, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

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Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Ward - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder - 8.

Absent: Supervisors Maher, Walker, Ward - 3.

Referred to Committee

[Clean Air and Transportation Improvement Act of 1990]
Resolution endorsing the Clean Air and Transportation Improvement Act of 1990 which will be on the ballot for the June, 1990 State-wide election. (Supervisor Britt presented.) Referred to Rules Committee.

File 60-90-4

[ARC/AIDS Vigil]
Resolution approving the terms and conditions of the agreement between the City and County of San Francisco and ARC/AIDS vigil for the use and occupancy of United Nations Plaza. (Supervisors Britt, Hallinan, Walker, Hongisto, Gonzalez presented.) Referred to Public Works Committee.

File 108-90-1

Adopted

[San Francisco Ice Rink]
Resolution urging the Mayor to urge the Park and Open Space Advisory Committee to consider the acquisition of the San Francisco Ice Rink or erection of an ice rink with Park and Open Space Funds, and to urge the Recreation and Park Commission to prioritize establishing an ice rink recreation center; rescinding prior resolution contained in file 288-89-1.

File 168-90-1, Resolution No. 93-90

Supervisor Kennedy presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Alioto, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

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Absent: Supervisors Gonzalez, Maher, Ward - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder - 8.

Absent: Supervisors Maher, Walker, Ward - 3.

[Support for Service Employees International Union]
Resolution establishing as official policy support for the Service Employees International Union (SEIU) Local 535 and its efforts to schedule bargaining sessions with representatives of the Association of Retarded Citizens (ARC) to bring a prompt end to the current strike which began January 22, 1990.

File 176-90-2, Resolution No. 119-90

Supervisor Nelder presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Alioto, moved that the Board find that the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Nelder - 8.

Absent: Supervisors Maher, Walker, Ward - 3.

Called from Committee

[Ballot Measure]
Charter amendment (First Draft) amending Section 2.100 and adding Section 9.100-3 to reduce the number of members of the Board of Supervisors to seven by deleting two positions at the general election in 1992 and two positions at the general election in 1994, to assign supervisors to numbered seats and require each candidate for the office of supervisor to run for a numbered seat, effective with the general election in 1996.

File 301-89-1

Called from Rules Committee by Supervisor Hsieh,
with direction to schedule for Board meeting of February 12, 1990.

Requests for Hearings

File 7-90-3, By Supervisor Nelder: To consider the costs, necessity and feasibility of modifying old or new Municipal Railway vehicles to provide room for at least two securements. Referred to Public Works Committee.

File 12-90-2, By Supervisor Walker: To consider Judicial Council of California's district court proposal (proposed constitutional amendments to establish district courts). Referred to Human Services Committee.

File 18-90-4, By Supervisor Kennedy: To consider installation of Stop sign at the corner of Union and Jones Streets. Referred to Public Works Committee.

File 30-90-1, By Supervisor Nelder: To consider the conduct of business and personnel matters relating to the Operating Room at San Francisco General Hospital, including policies concerning nursing assignments, sick pay in-lieu holiday pay or time and all other employee matters. Referred to Human Services Committee.

File 188-90-2, By Supervisor Maher: To consider authorizing the Water Department to execute a contract with Caltrans District 4 for the installation of 2 inch standard service and 4 inch fire service at 425 Mission Street. Referred to Public Works Committee.

File 189-90-1, By Supervisor Hongisto: To consider the state of the Planning Department's efforts to implement Section 307(a) of the Planning Code, which requires the Zoning Administrator to make available to the public a full record of the rules, regulations and interpretations that have been adopted in order to administer and enforce the zoning code. Referred to Land Use Committee.

File 270-90-4, By Supervisor Walker: To consider new technology for seismic safety for retrofitting of existing buildings and in new construction. Referred to Earthquake Recovery Committee for its February 7, 1990 meeting.

Referred to Board

Motion directing the Clerk of the Board to issue subpoena pursuant to Section 2.400 of the San Francisco Charter pertinent to inquiry into the functions of the Deputy Mayors. (Supervisor Hsieh presented.) Referred to Board February 12, 1990 Immediate Adoption Calendar.

File 54-90-2

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that letter be sent to General Manager, Municipal Railway inquiring whether the Department can investigate

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and act upon citizen's concerns regarding whether drivers can be more courteous of senior citizens who are trying to exit at the front of the bus.

By Supervisor Gonzalez, that letter be sent to Chief of Police inquiring whether the Department can investigate citizen's concerns regarding the "abandoned vehicle recording number" response time to towing abandoned cars, especially in the 300 block of Pioche Street and whether the auto with California license plate 680 PSR, located at 333 Pioche Street, can be towed.

By Supervisor Kennedy, that follow-up letters be sent to Supervisor Gonzalez's inquiry in January to Chief of Police, Director of Public Works and Director of Health regarding residents concerns about the noise and refuse caused during and after operations of the Balboa Cafe to determine the status of the investigation.

By Supervisor Kennedy, that letter of inquiry be sent to Chief of Police to determine what actions may be taken to alleviate public safety problems such as loitering, drug activities, vandalism, and graffiti in and around the area of 1020 Fillmore Street.

By Supervisor Kennedy, that letter of inquiry be sent to Chief of Police to determine whether information may be provided regarding the personal properties of Mark White confiscated by the San Francisco Police Department last year.

By Supervisor Kennedy, that letter be sent to Director of Public Works requesting information regarding the possibility of extending the area of residential permit parking "C".

By Supervisor Kennedy, that letter of inquiry be sent to the Human Rights Commission requesting information concerning the involuntary transfer of a contract compliance representative from San Francisco Airport to another location.

By Supervisor Kennedy, that City Attorney advise whether San Francisco will benefit from the tax dispute settlement that was reached recently with the railroads.

By Supervisor Kennedy, that letter be sent to Director of Planning transmitting copy of correspondence regarding the permit process and requesting he evaluate and respond to the suggested changes in the permit process.

By Supervisor Walker, that proposed amendments to residential hotel conversion legislation be placed in File 113-89-2 for consideration by the Land Use Committee at its February 12, 1990 meeting.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Gerald Lyons (Supervisor Britt)

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Rosa Craft (Supervisor Ward)
Antonio Campilongo (Supervisor Hongisto)
Arcady Groza (Supervisor Hongisto)
Katie Johnson (Supervisor Kennedy)
Jefferson E. Peyser (Supervisor Gonzalez)

File 2-90-6

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:09 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

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Approved by the Board of Supervisors on June 18, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

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Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, February 12, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Hsieh, Nelder, Walker - 6.

Noted absent at first roll call:

Supervisors Gonzalez, Hongisto, Kennedy, Maher, Ward - 5.

Quorum present.

Supervisor Gonzalez was noted present at 2:11 p.m.

Supervisor Hongisto, was noted present at 2:30 p.m.

Supervisor Kennedy was noted present at 2:16 p.m.

Supervisor Maher was noted present at 2:13 p.m.

Supervisor Ward was noted present at 2:11 p.m.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Kennedy requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Governmental Operations Committee

Adopted

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend a grant of \$43,751 from the U.S. Department of Health and Human Services for the long term follow up of Hepatitis B Vaccine recipients in San Francisco. (Department of Public Health)

File 146-90-4, Resolution No. 112-90

Adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Alioto, Nelder - 2.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

CONSENT CALENDAR

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$113,500, Assessor, for overtime, contractual services, materials and supplies and services of Real Estate Department for fiscal year 1989-90. (Controller)

File 101-89-79, Ordinance No.

Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Ellen Sarbone against the City and County by payment of \$40,000. (City Attorney)

File 45-90-2, Ordinance No.

(Superior Court No. 879-178)

Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Gregorio Lagman against the City and County by payment of \$10,000. (City Attorney)

File 45-90-3, Ordinance No.

Monday, February 12, 1990

(Superior Court No. 884-958.)

Passed for second reading.

Adopted

[Settlement of Litigation]

Resolution approving the settlement of the unlitigated claim of California State Automobile Association, (insured Denise Runge) in the sum not to exceed \$5,219.17. (City Attorney)

File 48-90-2, Resolution No. 106-90

Adopted.

Recommendations of Governmental Operations Committee

Passed for Second Reading

[Airport - Lease Modification]

Ordinance approving Modification No. 1 of lease agreement between Air Canada and the City and County, acting by and through its Airports Commission. (Airports Commission)

File 27-90-1, Ordinance No.

Passed for second reading.

Adopted

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Division of Mental Health, Substance Abuse and Forensic Services, to apply for, accept and expend a grant of \$20,215 from the State Department of Mental Health for the mental health primary prevention in the schools project. (Department of Public Health)

File 146-90-3, Resolution No. 111-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend a grant of \$120,966 from the Health Resources and Services Administration, to fund the Laguna Honda Hospital Renovation Project to provide skilled nursing care to AIDS patients. (Department of Public Health)

File 146-90-6, Resolution No. 114-90

Adopted.

Monday, February 12, 1990

[Grant - Private Funds]

Resolution authorizing the Department of Public Health/Family Health Bureau, to accept and expend a grant of \$358,922 from California Family Planning Council, Inc., for family planning services.
(Department of Public Health)

File 146-90-7, Resolution No. 115-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Transportation Policy Group to propose a program of projects for anticipated State funding using flexible congestion relief and urban rail improvement capital resources.
(Chief Administrative Officer)

File 196-90-1, Resolution No. 117-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Kennedy - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance rescinding \$932,184, Municipal Railway, from permanent salaries - miscellaneous and related fringe benefits, professional medical services and uniforms and appropriating \$932,184, to Municipal Railway Stores revolving fund; for the deletion of thirteen positions, and one position Public Utilities Commission, for fiscal year 1989-90. (Supervisor Walker)

File 101-89-60.1, Ordinance No. 59-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Kennedy - 2.

[Public Employment]

Ordinance amending Salary Ordinance 1989-90, Municipal Railway, reflecting the deletion of thirteen positions, and one position in the Public Utilities Commission, Bureau of Personnel and Training; companion measure to File 101-89-60.1. (Supervisor Walker)

File 102-89-24.1, Ordinance No. 60-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Kennedy - 2.

Recommendation of Governmental Operations Committee

Finally Passed

(Supervisor Hsieh dissenting in Committee.)

[Sick Leave]

Ordinance preserving unused sick leave of employees resigning on or after December 26, 1989 so that when provisions are made for the transfer of sick leave pursuant to Charter Section 8.364 by ordinance, such sick leave will be eligible for transfer. (Supervisors Nelder, Britt, Hongisto)

File 179-90-1, Ordinance No. 61-90

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder, Walker, Ward - 8.

Noes: Supervisor Hsieh - 1.

Absent: Supervisors Hongisto, Kennedy - 2.

From Public Works Committee Without Recommendation

Tabled; Rescinded;
Consideration Continued

[Permits, Chinatown Peddlers]

Ordinance amending Traffic Code, to establish three year period permits for selling from a vehicle in Chinatown on Powell Street between Pacific Avenue and Jackson Street. (Supervisor Kennedy)

File 124-90-1, Ordinance No.

(Amends Section 68.)

Supervisor Hsieh, seconded by Supervisor Nelder, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker - 7.

Noes: Supervisors Hallinan, Kennedy, Ward - 3.

Absent: Supervisor Hongisto - 1.

Supervisor Kennedy, seconded by Supervisor Walker, moved to rescind the previous vote:

Motion to rescind adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Hsieh - 1.

Absent: Supervisor Nelder - 1.

The roll was then called on the pending motion to table and it was refused adoption by the following vote:

Ayes: Supervisors Britt, Hallinan, Hsieh, Maher, Nelder - 5.

Noes: Supervisors Alioto, Gonzalez, Hongisto, Kennedy, Walker, Ward - 6.

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Recommendations of Rules Committee

Ordered Submitted

[Ballot Measure]

Charter amendment (Fifth Draft) amending the Charter by adding Section 3.699-5 establishing a Human Rights Commission. (Supervisor Kennedy)

File 225-89-1

Monday, February 12, 1990

Ordered submitted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noes: Supervisor Hsieh - 1.

Ordered Submitted as Amended

(Supervisor Maher dissenting in Committee.)

[Ballot Measure]

((Charter amendment (Second Draft) amending Sections 3.521, 3.530, 3.540, 3.570, 3.580, 3.590, 3.650, 3.660, 3.690 and 3.698 increasing the membership on various commissions and Board of Permit Appeals from five to seven persons.)) (Supervisor Ward)

Charter amendment (Fourth Draft) amending Sections 3.530, 3.540, 3.570, 3.580, 3.590, 3.650, 3.651, 3.660, 3.690 and 3.698 increasing the membership on various commissions and Board of Permit Appeals from five to seven persons.

File 283-89-1

(February 5, 1990 - Consideration continued to February 12, 1990 with pending amendment of the whole (Third Draft) amending Sections 3.530, 3.540, 3.570, 3.580, 3.590, 3.650, 3.651, 3.660, 3.690 and 3.698 increasing the membership on various commissions and Board of Permit Appeals from five to seven persons.)

Supervisor Ward, seconded by Supervisor Walker, moved substitute amendment of the whole entitled "Charter amendment (Fourth Draft) amending Sections 3.530, 3.540, 3.570, 3.580, 3.590, 3.650, 3.651, 3.660, 3.690 and 3.698 increasing the membership on various commissions and Board of Permit Appeals from five to seven persons.".

Motion to substitute amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noes: Supervisor Hsieh - 1.

The roll was then called on the substitute amendment of the whole and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noes: Supervisor Hsieh - 1.

Monday, February 12, 1990

Ordered submitted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 8.

Noes: Supervisors Hsieh, Maher, Nelder - 3.

Ordered Submitted as Amended

[Ballot Measure]

Charter amendment ((Second Draft)) Third Draft amending the Charter by adding Section 3.503 providing that as a policy goal, no board or commission shall be comprised of more than a simple majority of the same gender. (Supervisor Hongisto)

File 298-89-1

(February 5, 1990 - Consideration continued to February 12, 1990 with pending amendment of the whole (Third Draft) bearing same title.)

The roll was called on the pending amendment of the whole as shown on calendar and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Ordered submitted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Ward - 8.

Noes: Supervisors Maher, Nelder - 2.

Absent: Supervisor Walker - 1.

Consideration Continued

[Ballot Measure]

Charter amendment (Second Draft) amending Section 8.506-2 relating to retirement benefits for fire safety inspectors and fire protection engineers. (Supervisor Hongisto)

File 300-89-1

Supervisor Alioto, seconded by Supervisor Kennedy, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Monday, February 12, 1990

From Rules Committee Without Recommendation

Refused Submission

[Ballot Measure]

Charter amendment (First Draft) amending Section 3.521 to eliminate the Chief Administrative Officer and Manager of Utilities from the Planning Commission and to add two members to be appointed by the Mayor. (Supervisor Hongisto)

File 297-89-1

Refused submission by the following vote:

Ayes: Supervisors Britt, Hallinan, Hongisto - 3.

Noes: Supervisors Alioto, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisor Ward - 1.

Consideration Continued with Pending Amendment

[Neighborhood Beautification and Graffiti Clean-Up Fund]

Motion ordering submission of an ordinance creating a Neighborhood Beautification and Graffiti Clean-Up Fund, specifying the purposes therefor and providing that any business which owes a payroll expense tax or a business tax may elect to designate a certain portion of the tax for deposit in the Neighborhood Beautification and Graffiti Clean-up Fund. (Supervisor Gonzalez)

File 286-89-1

Supervisor Gonzalez, seconded by Supervisor Maher, moved an amendment of the whole bearing same title.

Supervisor Gonzalez, seconded by Supervisor Maher, moved to continue consideration to February 20, 1990.

Motion to continue with pending amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Settlement of Claim]

Ordinance amending Administrative Code, to permit the City Attorney or a staff member designated by the City Attorney to settle unlitigated claims of under \$5,000 without the approval of the Head of the Department or the Board or Commission in charge of the department. (City Attorney)

File 97-90-1, Ordinance No.

(Amends Section 10.21.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Ward - 1.

[Revolving Fund]

Ordinance amending Administrative Code, to authorize the City Attorney or a staff member designated by the City Attorney to settle and pay claims, judgements and demands made prior to presentment as claims that do not exceed \$5,000 and to establish a revolving fund. (City Attorney)

File 97-90-2, Ordinance No.

(Adds Sections 10.20-9 and 10.136-1.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker - 8.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hongisto, Ward - 2.

[Government Funding]

Ordinance appropriating \$175,000, City Attorney, for claims and judgments revolving fund; companion measure to Files 97-90-1 and 97-90-2. (Controller)

File 101-89-77, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Ward - 1.

[Government Funding]

Ordinance appropriating \$19,000, Police Department, for program project budget (overtime - uniformed force). (Controller)

File 101-89-78, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Government Funding]

Ordinance appropriating \$250,212, Department of Public Health, for permanent salaries - miscellaneous and related mandatory fringe benefits, professional services, other contractual services, travel, other services, telephone, materials and supplies, rental of property, equipment repair, data processing/word processing equipment and services of other departments - City Attorney; for the creation of ten positions, placing \$65,684 on reserve. (Controller)

File 101-89-80, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Public Employment]

Ordinance amending Ordinance No. 273-89 (Annual Salary Ordinance 1989-90) reflecting the addition of ten positions in the Department of Public Health, Central Office subject to availability of AB 75 revenues; companion measure to File 101-89-80. (Civil Service Commission)

File 102-89-35, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Stadium Operator Admissions Tax]

Ordinance amending Part III, Municipal Code, providing an exemption from the payment of the Stadium Operator Admissions Tax, by extending for two years, through December 31, 1991, the exemption from the payment of Admissions Taxes on tickets sold at \$12.99 or less. (Supervisor Gonzalez)

File 127-90-1, Ordinance No.

(Amends Section 807.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Adopted

[Auto Detailing and Washing Fee Increase]

Resolution authorizing an increase in fees for auto detailing and washing services at the Golden Gateway Garage. (Parking Authority)

File 47-90-1, Resolution No. 105-90

Adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Kennedy, Maher, Walker, Ward - 6.

Noes: Supervisors Gonzalez, Nelder - 2.

Absent: Supervisors Alioto, Hongisto, Hsieh - 3.

[Health Service System - Contributions]

Resolution establishing the contribution to be made to the Health Service System by City and County, Unified School District and Community College District for fiscal year 1990-91. (Health Service System)

File 78-90-1, Resolution No. 108-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Landscaping Easement - Acceptance]

Resolution authorizing execution of an agreement and acceptance of a grant of easement from the State of California (for construction and maintenance of landscaping along boundaries of the State National Guard Armory and Oceanside Water Pollution Plant); and adopting

findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 82-90-1, Resolution No. 109-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Recommendations of Governmental Operations Committee

Passed for Second Reading

[Salaries and Wages]

Ordinance fixing and determining rates of compensation to be paid municipal officers and employees, whose offices and positions are allocated to classes specified herein and compensation for which are subject to provisions of Charter Section 8.405 providing that said rates of compensation shall be effective beginning July 1, 1989; repealing Ordinance No. 299-89 (Police and Fire). (Civil Service Commission)

File 105-90-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Adopted

[Lease of Real Property]

Resolution authorizing lease of real property at 25 Van Ness Avenue, Suite 888, for offices, for the Department of Parking and Traffic; providing for ratification of lease previously entered into. (Real Estate Department)

File 64-90-3, Resolution No. 107-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Grant - Private Funds]

Resolution authorizing the Department of Public Health, Homeless Program, to apply for, accept and expend a grant of \$83,500 for 1990 from Comic Relief for the continuation of services to homeless people. (Department of Public Health)

File 146-90-5, Resolution No. 113-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Grant - State and Federal Funds]

Resolution authorizing the Department of Social Services to apply for, accept and expend grants from the California Department of Housing and Community Development and the Federal Emergency Management Agency in an amount up to \$6.2 million to establish two emergency shelters and multi-service centers, a rental deposit guarantee program, a family shelter and a single room occupancy hotel shelter for persons made homeless by the earthquake; placing \$6.2 million on reserve. (Department of Social Services)

File 153-90-1, Resolution No. 116-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Recommendation of Special Earthquake Recovery Committee

Consideration Continued

[Earthquake Damaged Illegal Units]

Ordinance amending City Planning Code, to allow restoration of illegal units in earthquake damaged residential buildings under certain conditions; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisors Nelder, Alioto)

File 270-89-2.1, Ordinance No.

(Amends Section 181(d).)

(Pursuant to City Planning Commission Resolution No. 11841, adopted January 11, 1990, the Commission recommends alternate legislation contained in File 115-90-1, pending in Land Use Committee.)

Supervisor Nelder, seconded by Supervisor Walker, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Monday, February 12, 1990

From Land Use Committee Without Recommendation

Refused Passage for Second Reading

(Supervisor Hallinan excused from voting in Committee.)

[Rent Ordinance]

Ordinance amending Administrative Code, to establish limitations on initial rents for rental units and create a procedure for verification of initial rents and to provide for arbitration of initial rents, expand factors to be considered by hearing officers, create a new criminal penalty and enlarge the scope of civil actions. (Supervisor Britt)

File 109-88-2, Ordinance No.

(Amends Sections 37.3, 37.7, 37.8, 37.10A and 37.11A.)

Appointment of President Pro Tempore

At the request of the President, Supervisor Walker assumed the Chair so the President could participate in the debate from the floor.

Supervisor Hongisto Excused from Voting

On the advice of the City Attorney, Supervisor Hongisto requested to be excused from voting because of a possible conflict of interest.

Supervisor Ward, seconded by Supervisor Maher, moved to excuse Supervisor Hongisto from voting.

Motion to excuse Supervisor Hongisto from voting adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

After considerable debate concerning Supervisor Hallinan's plan to vote despite a possible conflict of interest and whether his vote would invalidate the ordinance, the roll was called on the pending legislation and it was refused passage for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Walker, Ward - 4.

Noes: Supervisors Gonzalez, Hsieh, Kennedy, Maher, Nelder - 5.

Excused: Supervisor Hongisto - 1.

Absent: Supervisor Hallinan - 1.

Recommendations of Rules Committee

Adopted

[Appointment]

Resolution appointing alternate member to the Association of Bay Area Governments, Executive Board, for a two-year term ending June 30, 1991. (Rules Committee)

File 92-89-17. Resolution No. 459-89

(Supervisor Harry G. Britt, vice himself, term expired.)

Supervisor Britt Excused from Voting

Supervisor Maher, seconded by Supervisor Alioto, moved to excuse Supervisor Britt from voting.

Motion to excuse Supervisor Britt from voting adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Appointment of President Pro Tempore

At the request of the President, Supervisor Walker assumed the Chair.

The roll was called on the pending resolution and it was adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Excused: Supervisor Britt - 1.

The President reassumed the Chair.

Consideration Continued

[Committee Structure]

Motion amending the Rules of Order of the Board of Supervisors by repealing Rules 3.12 to 3.18 and adding Rules 3.12 to 3.16, in order to restructure the committees of the Board of Supervisors, and by amending Rule 3.21, relating to frequency of committee meetings. (Supervisor Britt)

File 56-90-1

Monday, February 12, 1990

Supervisor Alioto, seconded by Supervisor Walker, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

[Ballot Measure]

Charter amendment (First Draft) amending Charter Sections 8.509, 8.511, and 8.584-10 regarding employment after retirement for school teachers. (Supervisor Nelder)

File 181-90-1

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

[Ballot Measure]

Charter amendment (Second Draft) amending Charter Sections 8.509, 8.511, 8.557, 8.559-13, 8.586-13 and 8.588-13 regarding employment after retirement for miscellaneous and safety employees. (Supervisor Nelder)

File 182-90-1

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

[Ballot Measure]

Charter amendment (First Draft) amending Section 8.425, relating to the health benefits for former members of the Board of Supervisors. (Supervisor Britt)

File 186-90-1

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

(Supervisor Maher dissenting in Committee.)

[Commission for Children, Youth and Families]
Charter amendment (Second Draft) adding Sections 3.683, 3.683-1, 3.683-2, 3.683-3, 3.683-4, 3.683-5 and 3.683-6, regarding the establishment of a Department of Children, Youth and Families with specified duties and powers, and consisting of a Commission for Children, Youth and Families, an Executive Director, Community Advisory Councils, Central and District Offices, and such employees as may be necessary, and providing for an annual master plan for Children, Youth and Families. (Supervisor Ward)

File 284-89-1

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

(Supervisor Maher dissenting in Committee.)

[Ballot Measure]
Charter amendment (Second Draft) amending Section 8.100, providing that all appointees to charter or legislatively established boards, commissions and advisory bodies, except as provided, be residents of San Francisco. (Supervisor Hongisto)

File 299-89-1

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Monday, February 12, 1990

[Ballot Measure]

Charter amendment (Second Draft) amending Section 8.343 to allow the Police or Fire Commissions to refer discipline cases to a hearing officer. (Supervisor Hallinan)

File 302-89-1

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

[Ballot Measure]

Charter amendment (First Draft) amending Section 7.309 relating to financing purchase of equipment. (Supervisor Walker)

File 303-89-1

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

From Rules Committee Without Recommendation

Consideration Continued

(Supervisor Maher dissenting in Committee.)

[Ballot Measure]

Charter amendment (First Draft) amending Section 8.452 relating to the hours, tours of duty and compensation of the uniformed ranks of the fire department. (Supervisor Kennedy presented on behalf of the Mayor)

File 290-89-1

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Monday, February 12, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

[Ballot Measure]

Charter amendment (Second Draft) amending Section 8.407 relating to the calculation of prevailing rate of wages for employees covered by Section 8.401 of the Charter. (Supervisor Walker)

File 291-89-1

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

[Ballot Measure]

Charter amendment (First Draft) amending Section 8.407 relating to the definition of basic rate of pay for employees covered by Section 8.401 of the Charter. (Supervisor Walker)

File 291-89-1.1

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Called from Rules Committee
by Supervisor Hsieh

Consideration Continued

[Ballot Measure]

Charter amendment (First Draft) amending Section 2.100 and adding Section 9.100-3 to reduce the number of members of the Board of Supervisors to seven by deleting two positions at the general election in 1992 and two positions at the general election in 1994, to assign supervisors to numbered seats and require each candidate for the office of supervisor to run for a numbered seat, effective with the general election in 1996. (Supervisor Hsieh)

Monday, February 12, 1990

File 301-89-1

Supervisor Walker, seconded by Supervisor Alioto, moved to continue consideration to February 20, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of persons interested in or objecting to disapproval of partial abandonment of service on Municipal Railway Lines 2-Clement and 9-San Bruno.

File 7-90-1

(Filed January 24, 1990.)

(Line 2-Clement on weekends from Post and Kearny Streets via Post, Montgomery, Market and Steuart Streets to the Ferry Terminal, return via Steuart and Market Streets to Sutter and Sansome Streets.

Line 9-San Bruno, between approximately 6 p.m. and 1 a.m. on weekends from Market and Second Streets via Market and Steuart Streets to the Ferry Terminal, and return.)

The privilege of the floor was granted to the following persons:

Deborah Learner, Recreation and Park Department
representative and Golden Gate Park Transportation Task
Force;
Bill Wernarf.

From Public Utilities Commission

Adopted

[Public Transportation]

Resolution approving partial abandonments of service on Municipal Railway Lines 2-Clement and 9-San Bruno. (Public Utilities Commission)

File 7-90-1, Resolution No. 104-90

Monday, February 12, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

Tabled

[Public Transportation]
Resolution disapproving partial abandonments of service on Municipal Railway Lines 2-Clement and 9-San Bruno. (Public Utilities Commission)

File 7-90-1, Resolution No.

Supervisor Maher, seconded by Supervisor Nelder, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Ramona Albright;
Charles McCane;
Ace Washington;
Rose Esevar;
George Brown.

IMMEDIATE ADOPTION CALENDAR

Severed from Consent Calendar

Supervisor Hsieh requested that the following measures be severed from the Immediate Adoption Calendar and considered separately.

Amended; Tabled

[Inquiry]
Motion directing the Clerk of the Board to issue subpoenae pursuant to Section 2.400 of the San Francisco Charter pertinent to inquiry into the functions of the Deputy Mayors. (Supervisor Hsieh)

File 54-90-2

Monday, February 12, 1990

Supervisor Hsieh, seconded by Supervisor Maher, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Britt - 1.

Appointment of President Pro Tempore

At the request of the President, Supervisor Walker assumed the Chair so the President could participate in the debate from the floor.

Supervisor Britt, seconded by Supervisor Ward, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 8.

Noes: Supervisors Hsieh, Maher, Nelder - 3.

The President reassumed the Chair.

The Board thereupon resumed its consideration of the following item on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-7, Resolution No. 100-90

(Wendy Nelder, member, Board of Supervisors, February 15 - 19; Adrian Bermudez, Jr., member, Human Rights Commission, February 22 - March 3; Kenneth E. Dowlin, City Librarian, February 21 - 25; Sharon B. Duvall, member, Airports Commission, February 21 - 25; Louise Renne, City Attorney, January 25 - 29; Donald R. Stephens, member, Airports Commission, February 8 - 12, 1990.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was acted upon by the following vote:

Monday, February 12, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Moratorium - Residential Parking Permit Approvals]
Resolution establishing a temporary moratorium on additional residential parking permit area designations and expansions, through August 31, 1990, in order to allow the City and County to evaluate the City's Residential Permit Parking Program. (Supervisors Gonzalez, Hsieh, Alioto, Ward presented.) Referred to Governmental Operations Committee.

File 40-90-1

[Divestment]
Draft ordinance amending Administrative Code by amending Sections 10.210, 10.211, 10.212, 10.213, 10.214, 10.215, 10.216, 10.217 and 10.219 to prohibit leases, permits, licenses or other agreements for the use of City property with persons, financial institutions or other businesses having specified relations with either the government of South Africa or certain private entities doing business with or in South Africa; clarifying prohibited relationships; exceptions. (Supervisor Kennedy presented.) Referred to Governmental Operations Committee.

File 97-90-6

Referred to Board

[Proclamation]
Resolution urging his Honor, the Mayor, to proclaim Sunday, May 20, 1990 as Peace Day in San Francisco. (Supervisor Walker presented.) Referred to Board February 20, 1990 Immediate Adoption Calendar.

File 4-90-3

Referred to Committee

[State Legislation]
Resolution memorializing the California Assembly to oppose Senate Bill 1730 relating to AIDS testing as presently crafted and to recommend changes in its provisions. (Supervisor Britt presented.) Referred to Human Services Committee.

File 12-90-3

Adopted

[State Legislation]

Resolution urging enactment of the Oil spill Prevention and Response Act, Assembly Bill 2603..

File 12-90-4, Resolution No. 101-90

Supervisor Alioto presented for immediate adoption.

Supervisor Alioto, seconded by Supervisor Nelder, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Nelder, Walker, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Maher - 4.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Wetland of International Importance]

Resolution designating San Francisco Bay as a Wetland of International Importance.

File 13-90-6, Resolution No. 102-90

Supervisor Alioto presented for immediate adoption.

Supervisor Alioto, seconded by Supervisor Nelder, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Nelder, Walker, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Maher - 4.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Referred to Committee

[Grant - Federal Funds]

Resolution authorizing the Mayor's Office of Business and Economic Development to apply for, accept and expend a grant from the Federal Economic Development Administration in an amount up to \$50,000 for a program to retain employment in San Francisco threatened by severe economic dislocation caused by the earthquake of October 17, 1989. (Supervisor Gonzalez presented.) Referred to Governmental Operations Committee.

File 68-90-2

Adopted

[Appointment]

Resolution urging appointment of Wesley Chesbro to the California Integrated Waste Management and Recycling Board.

File 92-90-5, Resolution No. 103-90

Supervisor Kennedy presented for immediate adoption.

Supervisor Kennedy, seconded by Supervisor Walker, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 8.

Absent: Supervisors Alioto, Maher, Nelder - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Referred to Board

[1990 Census - Funding]

Resolution urging the Mayor to introduce for consideration by the Board of Supervisors, as soon as possible, a supplemental appropriation that would fund up to twelve persons to work with the Complete Count Committee and to consider borrowing personnel and resources from other departments of the City to assist in the 1990 census effort. (Supervisor Gonzalez presented.) Referred to Board February 20, 1990 Immediate Adoption Calendar.

File 190-90-1

[Communication Policy]

Resolution urging the Mayor to urge the General Manager of the Public Utilities Commission to rescind policy statements set forth in memo of February 5, relating to restricting communication between governmental departments and the Board of Supervisors. (Supervisors Walker, Maher, Hallinan, Nelder, Gonzalez, Alioto, Britt presented.) Referred to Board February 20, 1990 Immediate Adoption Calendar.

File 191-90-1

Referred to Committee

[Boot Program]

Resolution urging the Mayor to urge the Parking and Traffic Commission to direct traffic enforcement personnel to implement a boot immobilization program on cars of parking scofflaws. (Supervisors Kennedy and Hsieh presented.) Referred to Human Services Committee.

File 192-90-1

Requests for Hearings

File 100-89-20, By Supervisor Walker: To consider regular report from the Controller on the City budget. Referred to Finance Committee.

File 100-89-21, By Supervisor Walker: To consider the fiscal impact of Proposition 99 (Tobacco Tax) on the 1989-90 and 1990-91 budgets. Referred to Finance Committee with request it be considered before the end of February.

File 100-89-22, By Supervisor Walker: To consider report from the Retirement Board on the impact of the City's implementation of the new Workers' Compensation legislation which went into effect January 1, 1990. Referred to Finance Committee.

File 270-90-5, By Supervisor Walker: To consider presentation and discussion of draft recommendations for legislative package to be submitted to the Board of Supervisors. Referred to Earthquake Recovery Committee with request it be considered at the February 14, 1990 meeting.

File 270-90-6, By Supervisor Alioto: To consider establishing a city-wide neighborhood earthquake preparedness program. Referred to Earthquake Recovery Committee.

Request Granted

Supervisor Ward, seconded by Supervisor Walker, moved that the Clerk be directed to send letter to the Mayor requesting he proclaim a week as "Nelson Mandela Week" and that letter be sent to Nelson Mandela expressing delight in his release.

No objection and Clerk directed to comply.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Gonzalez, that letters be sent to each City and County department requesting certain fee information for all fees charged by the department as follows: name of each fee, amount of each fee, when fee originally established, when fee was last revised, purpose of fee, estimated annual revenues generated by fee, estimated annual costs related to the fee charged, specify each fee which is subject to approval by the Board of Supervisors and each fee not subject to the Board's approval. Each addressee is requested to submit its response no later than March 14, 1990 with a copy to the Budget Analyst.

By Supervisor Hongisto, that City Attorney prepare appropriate legislation amending Building Code Section 332.3 to establish an investigation fee for work done without a permit to equal to nine times the permit fee called for in the Building Code, to be collected at the time the permit is issued, in addition to the permit fee. The investigation fee shall not exceed \$2,000 for single-family dwellings and all owner-occupied dwellings under four units, effective retroactively to February 6, 1989.

By Supervisors Alioto and Britt, that City Attorney prepare appropriate legislation to change the official use of the term "absentee ballot" to "vote by mail".

By Supervisor Hallinan, that letter of inquiry be sent to Chief of Police to ascertain the following information: amount of money spent on police for political activist activities in 1987-1990, for Food Not Bombs activities and on video filming and undercover activities related to political activist activities in 1987-1990.

By Supervisor Kennedy, that letter of inquiry be sent to Director of Public Works requesting investigation and possible elimination of red zone at 462 Third Avenue.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

File 2-89

Unanimously adopted by a rising vote.

ADJOURNMENT

Monday, February 12, 1990

There being no further business, the Board at the hour of 6:46 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 28, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 8

DOCUMENTS DEPT.

SEP 28 1990

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TUESDAY, February 20, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Tuesday, February 20, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:14 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noted absent at first roll call:

Supervisor Hongisto - 1.

Quorum present.

Supervisor Hongisto was noted present at 4:13 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Maher, moved that the Journal of Proceedings for Monday, October 16, 1989, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

CONSENT CALENDAR

Recommendations of Finance Committee

Tuesday, February 20, 1990

Finally Passed

[Government Funding]

Ordinance appropriating \$19,000, Police Department, for program project budget (overtime - uniformed force). (Controller)

File 101-89-78, Ordinance No. 69-90

Finally passed.

[Government Funding]

Ordinance appropriating \$113,500, Assessor, for overtime, contractual services, materials and supplies and services of Real Estate Department for fiscal year 1989-90. (Controller)

File 101-89-79, Ordinance No. 70-90

Finally passed.

[Government Funding]

Ordinance appropriating \$250,212, Department of Public Health, for permanent salaries - miscellaneous and related mandatory fringe benefits, professional services, other contractual services, travel, other services, telephone, materials and supplies, rental of property, equipment repair, data processing/word processing equipment and services of other departments - City Attorney; for the creation of ten positions, placing \$65,684 on reserve. (Controller)

File 101-89-80, Ordinance No. 71-90

Finally passed.

[Public Employment]

Ordinance amending Ordinance No. 273-89 (Annual Salary Ordinance 1989-90) reflecting the addition of ten positions in the Department of Public Health, Central Office, subject to availability of AB 75 revenues; companion measure to File 101-89-80. (Civil Service Commission)

File 102-89-35, Ordinance No. 72-90

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Ellen Sarbone against the City and County by payment of \$40,000. (City Attorney)

File 45-90-2, Ordinance No. 62-90

Tuesday, February 20, 1990

(Superior Court No. 879-178)

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Gregorio Lagman against the City and County by payment of \$10,000. (City Attorney)

File 45-90-3, Ordinance No. 63-90

(Superior Court No. 884-958.)

Finally passed.

[Stadium Operator Admissions Tax]

Ordinance amending Part III, Municipal Code, providing an exemption from the payment of the Stadium Operator Admissions Tax, by extending for two years, through December 31, 1991, the exemption from the payment of admissions taxes on tickets sold at \$12.99 or less. (Supervisor Gonzalez)

File 127-90-1, Ordinance No. 74-90

(Amends Section 807.)

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$595,089, Department of Public Works, for programmatic expenditure (Air Toxics), Cleanwater Program, for fiscal year 1989-90. (Controller)

File 101-89-82, Ordinance No.

Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Malcolm Mabrey against the City and County by payment of \$8,500. (City Attorney)

File 45-90-4, Ordinance No.

(Superior Court No. 863-973)

Passed for second reading.

Tuesday, February 20, 1990

Adopted

[Gift Acceptance]

Resolution authorizing the Department of Public Works to accept as a gift from Norcal Solid Waste Systems Inc., a mechanical street cleaning machine called the Litter Hog, which will be used to assist in the removal of litter from public areas. (Department of Public Works)

File 38-90-1, Resolution No. 128-90

Adopted.

[Gift Acceptance]

Resolution accepting one gift valued at \$24,612, from Friends of Recreation and Parks, for the purchase of one eight passenger van, equipped with wheel chair lift and tie down for two wheelchairs, for use by the Special Needs Division, Recreation and Park Department. (Recreation and Park Department)

File 38-90-2, Resolution No. 129-90

Adopted.

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Jesus D. Garcia in the sum of \$6,000. (City Attorney)

File 48-90-3, Resolution No. 120-90

Adopted.

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Rodello Ramos in the sum not to exceed \$5,598.22. (City Attorney)

File 48-90-4, Resolution No. 121-90

Adopted.

Recommendations of Governmental Operations Committee

Finally Passed

[Airport - Lease Modification]

Ordinance approving Modification No. 1 of lease agreement between Air Canada and the City and County, acting by and through its Airports Commission. (Airports Commission)

File 27-90-1, Ordinance No. 65-90

Tuesday, February 20, 1990

Finally passed.

[Salaries and Wages]

Ordinance fixing and determining rates of compensation to be paid Municipal officers and employees, whose offices and positions are allocated to classes specified herein and compensation for which are subject to provisions of Section 8.405 of this Charter providing that said rates of compensation shall be effective beginning July 1, 1989 repealing Ordinance No. 299-89 (Police and Fire). (Civil Service Commission)

File 105-90-1. Ordinance No. 73-90

Finally passed.

Passed for Second Reading

[Airport Lease Modification]

Ordinance approving Modification No. 4 of Lease and Use Agreement between USAir, Inc., and City and County, acting by and through its Airports Commission. (Airports Commission)

File 27-90-3. Ordinance No.

Passed for second reading.

Adopted

[Grant - Federal Funds]

Resolution authorizing the Mayor's Office of Community Development to apply for, accept and expend a \$418,000 grant under the Emergency Shelter Grant Program (under the Stewart B. McKinney Homeless Assistance Act for FY90) to improve the quality of existing shelters for the homeless. (Supervisor Gonzalez)

File 68-90-1. Resolution No. 130-90

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classifications 0592 Payroll/Personnel Director, 0622 Deputy Jury Commissioner, 1246 Principal Personnel Analyst, 2559 Director of Activity Therapy, Laguna Honda Hospital, in the State Disability Insurance Program. (Employee Relations Division)

File 89-90-1. Resolution No. 131-90

Adopted.

Tuesday, February 20, 1990

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Settlement of Claim]

Ordinance amending Administrative Code, to permit the City Attorney or a staff member designated by the City Attorney to settle unlitigated claims of under \$5,000 without the approval of the Head of the Department or the Board or Commission in charge of the department. (City Attorney)

File 97-90-1, Ordinance No. 66-90

(Amends Section 10.21.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hongisto - 1.

[Revolving Fund]

Ordinance amending Administrative Code, to authorize the City Attorney or a staff member designated by the City Attorney to settle and pay claims, judgments and demands made prior to presentment as claims that do not exceed \$5,000 and to establish a revolving fund. (City Attorney)

File 97-90-2, Ordinance No. 67-90

(Adds Sections 10.20-9 and 10.136-1.)

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Tuesday, February 20, 1990

Absent: Supervisor Hongisto - 1.

[Government Funding]

Ordinance appropriating \$175,000, City Attorney, for claims and judgments revolving fund; companion measure to Files 97-90-1 and 97-90-2. (Controller)

File 101-89-77, Ordinance No. 68-90

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hongisto - 1.

From Public Works Committee Without Recommendation

Refused Passage for Second Reading

[Permits, Chinatown Peddlers]

Ordinance amending Traffic Code, to establish three year period permits for selling from a vehicle in Chinatown on Powell Street between Pacific Avenue and Jackson Street. (Supervisor Kennedy)

File 124-90-1, Ordinance No.

(Amends Section 68.)

Supervisor Kennedy, seconded by Supervisor Ward, moved to amend to include language which would indicate the ordinance would continue for an additional year and expire at the end of that time unless reinstated by the Board.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Ward - 5.

Noes: Supervisors Alioto, Hsieh, Maher, Nelder, Walker - 5.

Absent: Supervisor Hongisto - 1.

The roll was then taken on the pending ordinance and it was refused passage for second reading by the following vote:

Ayes: Supervisor Kennedy - 1.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisor Hongisto - 1.

Tuesday, February 20, 1990

Recommendation of Special Earthquake Recovery Committee

Passed for Second Reading as Amended

[Earthquake Damaged Illegal Units]

Ordinance amending City Planning Code, to allow restoration of illegal units in earthquake damaged residential buildings under certain conditions; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisors Nelder, Alioto)

File 270-89-2.1, Ordinance No.

(Amends Section 181(d).)

(Pursuant to City Planning Commission Resolution No. 11841, adopted January 11, 1990, the Commission recommends alternate legislation contained in File 115-90-1, pending in Land Use Committee.)

Supervisor Nelder, seconded by Supervisor Walker, moved to amend page five, lines 15 through 18 by deleting the last sentence beginning with "Any" and ending with "ordinance." and amend by inserting "Any dwelling unit or other housing unit legalized pursuant to this Subsection shall be offered to the previous tenant, or if that tenant does not desire to re-occupy such unit, to any tenant on reoccupancy at the rent which was charged prior to the earthquake. If the amount of rent cannot be established to the satisfaction of the Zoning Administrator, the Zoning Administrator shall set a rent that is affordable to the households making 80% of the median income in San Francisco, according to guidelines established by the Mayor's Office of Housing."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Recommendations of Rules Committee

Adopted

[Committee Structure]

Motion amending the Rules of Order of the Board of Supervisors by repealing Rules 3.12 to 3.18 and adding Rules 3.12 to 3.16, in order

Tuesday, February 20, 1990

to restructure the committees of the Board of Supervisors, and by amending Rule 3.21, relating to frequency of committee meetings. (Supervisor Britt)

File 56-90-1

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Noes: Supervisors Hsieh, Kennedy, Nelder - 3.

Rereferred to Committee

(Supervisor Maher dissenting in Committee.)

[Commission for Children, Youth and Families]
Charter amendment (Second Draft) adding Sections 3.683, 3.683-1, 3.683-2, 3.683-3, 3.683-4, 3.683-5 and 3.683-6, regarding the establishment of a Department of Children, Youth and Families with specified duties and powers, and consisting of a Commission for Children, Youth and Families, an Executive Director, Community Advisory Councils, Central and District Offices, and such employees as may be necessary, and providing for an annual master plan for Children, Youth and Families. (Supervisors Ward, Gonzalez, Alioto)

File 284-89-1

Supervisor Ward, seconded by Supervisor Alioto, moved to rerefer to Committee.

Motion to rerefer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisors Gonzalez, Nelder - 2.

Ordered Submitted as Amended

(Supervisor Maher dissenting in Committee.)

[Ballot Measure]
Charter amendment ((Second Draft)) (Third Draft) amending Section 8.100, providing that all appointees to charter or legislatively established boards, commissions and advisory bodies, except as provided, be residents of San Francisco. (Supervisor Hongisto)

File 299-89-1

Supervisor Walker, seconded by Supervisor Maher, moved that the City Attorney be directed to review all boards and commissions dealing with the arts to exempt board and commission members from

Tuesday, February 20, 1990

the proposed charter amendment if they are not already exempted.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Supervisor Walker, seconded by Supervisor Hongisto, moved to further amend by deleting "registered voter" and inserting "elector".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Walker, Ward - 6.

Noes: Supervisors Hallinan, Hsieh, Maher, Nelder - 4.

Absent: Supervisor Kennedy - 1.

Supervisor Alioto, seconded by Supervisor Nelder, moved to further amend by exempting members of the Film and Video Arts Commission.

After a period of discussion, Supervisor Walker, seconded by Supervisors Hongisto and Ward, moved the previous question.

The Clerk then stated "Shall the previous question be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

The roll was then called on the pending motion to amend and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Ordered submitted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 9.

Noes: Supervisors Hsieh, Maher - 2.

[Ballot Measure]

Charter amendment ((Second Draft)) (Third Draft) amending Section 8.506-2 relating to retirement benefits for fire safety inspectors and fire protection engineers. (Supervisor Hongisto)

File 300-89-1

Tuesday, February 20, 1990

Supervisor Hongisto, seconded by Supervisor Nelder, moved to amend page two, line five by deleting "now or in long term cost" and inserting "in cost".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Ordered submitted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Tabled

[Ballot Measure]

Charter amendment (Second Draft) amending Section 8.343 to allow the Police or Fire Commissions to refer discipline cases to a hearing officer. (Supervisor Hallinan)

File 302-89-1

Supervisor Hallinan, seconded by Supervisor Nelder, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Ordered Submitted as Amended

[Ballot Measure]

Charter amendment ((First Draft)) (Second Draft) amending Section 7.309 relating to financing purchase of equipment. (Supervisor Walker)

File 303-89-1

Supervisor Walker, seconded by Supervisor Nelder, moved an amendment of the whole.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Ordered submitted as amended by the following vote:

Tuesday, February 20, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Ordered Submitted

[Ballot Measure]

Charter amendment (First Draft) amending Charter Sections 8.509, 8.511, and 8.584-10 regarding employment after retirement for school teachers. (Supervisor Nelder)

File 181-90-1

Ordered submitted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

Consideration Continued

[Ballot Measure]

Charter amendment (Second Draft) amending Charter Sections 8.509, 8.511, 8.557, 8.559-13, 8.586-13 and 8.588-13 regarding employment after retirement for miscellaneous and safety employees. (Supervisor Nelder)

File 182-90-1

Supervisor Nelder, seconded by Supervisor Gonzalez, moved to continue consideration to February 26, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Ordered Submitted

[Ballot Measure]

Charter amendment (First Draft) amending Section 8.425, relating to the health benefits for former members of the Board of Supervisors. (Supervisor Britt)

File 186-90-1

Ordered submitted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Tuesday, February 20, 1990

From Rules Committee Without Recommendation

Ordered Submitted as Amended

(Supervisor Maher dissenting in Committee.)

[Ballot Measure]

Charter amendment ((First Draft)) (Third Draft) amending Section 8.452 relating to the hours, tours of duty and compensation of the uniformed ranks of the fire department. (Supervisor Kennedy presented on behalf of the Mayor)

File 290-89-1

Supervisor Kennedy, seconded by Supervisor Walker, moved an amendment of the whole (Second Draft).

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noes: Supervisor Hsieh - 1.

Supervisor Gonzalez, seconded by Supervisor Walker, moved to further amend by inserting the following explanation in space between "NOTE" and "8.452 Fire Department": "In approving this Charter amendment it is the intent of the voters of the City and County that the Fire Commission use the flexibility provided in the Charter amendment to reduce and eliminate racial tensions and hesitation in the firehouses of the City and County."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Kennedy, Maher, Walker, Ward - 8.

Noes: Supervisors Hallinan, Hsieh, Nelder - 3.

Ordered submitted as amended by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hongisto, Kennedy, Walker, Ward - 6.

Noes: Supervisors Britt, Hallinan, Hsieh, Maher, Nelder - 5.

Tabled

[Ballot Measure]

Charter amendment (Second Draft) amending Section 8.407 relating to the calculation of prevailing rate of wages for employees covered by Section 8.401 of the Charter. (Supervisor Walker)

File 291-89-1

Tuesday, February 20, 1990

Supervisor Walker, seconded by Supervisor Nelder, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Ballot Measure]

Charter amendment (First Draft) amending Section 8.407 relating to the definition of basic rate of pay for employees covered by Section 8.401 of the Charter. (Supervisor Walker)

File 291-89-1.1

Supervisor Walker, seconded by Supervisor Nelder, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Called from Rules Committee
by Supervisor Hsieh

Refused Submission

[Ballot Measure]

Charter amendment (First Draft) amending Section 2.100 and adding Section 9.100-3 to reduce the number of members of the Board of Supervisors to seven by deleting two positions at the general election in 1992 and two positions at the general election in 1994, to assign supervisors to numbered seats and require each candidate for the office of supervisor to run for a numbered seat, effective with the general election in 1996. (Supervisor Hsieh)

File 301-89-1

Refused submission by the following vote:

Ayes: Supervisors Alioto, Hsieh, Maher, Nelder - 4.

Noes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Walker - 5.

Absent: Supervisors Hongisto, Ward - 2.

Tuesday, February 20, 1990

From Rules Committee Without Recommendation

Adopted as Amended

[Neighborhood Beautification and Graffiti Clean-Up Fund]
Motion ordering submission of an ordinance creating a Neighborhood Beautification and Graffiti Clean-Up Fund, specifying the purposes therefor and providing that any business which owes a payroll expense tax or a business tax may elect to designate a certain portion of the tax for deposit in the Neighborhood Beautification and Graffiti Clean-Up Fund. (Supervisors Gonzalez, Alioto, Hsieh)

File 286-89-1

(February 12, 1990 - Consideration continued to February 20, 1990 with pending amendment of the whole bearing same title.)

Supervisor Gonzalez, seconded by Supervisor Hsieh, moved to amend the pending amendment of the whole to limit it to gross receipts tax.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder - 8.

Noes: Supervisor Walker - 1.

Absent: Supervisors Hongisto, Ward - 2.

The roll was called on the pending amendment of the whole as amended and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Noes: Supervisor Walker - 1.

Absent: Supervisor Hongisto - 1.

Supervisor Gonzalez, seconded by Supervisor Hsieh, moved that the previous vote be rescinded.

No objection and motion carried.

Supervisor Maher, seconded by Supervisor Hsieh, moved substitute amendment of the whole as shown on calendar.

Substitute amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Tuesday, February 20, 1990

Noes: Supervisor Walker - 1.

Absent: Supervisor Hongisto - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Noes: Supervisors Britt, Walker - 2.

Absent: Supervisor Hongisto - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$1,920,000, Department of Public Health, San Francisco General Hospital for medical services contract, other contractual services, telephone, advertising, for fiscal year 1989-90; providing for ratification of action previously taken. (Controller)

File 101-89-81, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Government Funding]

Ordinance appropriating \$49,580, City Planning Department, for permanent salaries and related mandatory fringe benefits, telephone, other services, office supplies and minor furnishings; to fund three positions. (Controller)

File 101-89-83, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hongisto - 1.

Tuesday, February 20, 1990

(Supervisor Hallinan dissenting in Committee.)

[Special Election]

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 5, 1990, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County for the acquisition, construction or completion by the City and County of San Francisco of the following municipal improvements to wit: public safety improvement bonds, 1990, \$332,400,000, to pay for the cost of public safety improvements to buildings owned by the City and County of San Francisco, including earthquake repairs and earthquake hazards reduction, asbestos abatement, providing access for the disabled, all related to public safety to buildings owned by the City and County of San Francisco, including related acquisition, construction and reconstruction necessary or convenient for the foregoing purpose; provided, however, that no more than \$65,000,000 of said bonded indebtedness shall be incurred in any single fiscal year and provided, further, that the authorization in the amount of three hundred thirty-two million four hundred thousand dollars (\$332,400,000) will be reduced by the amount of the actual post-audit receipt of FEMA or State of California grants for earthquake repairs and hazards reduction; authorizing and directing the Chief Administrative Officer and the Controller to monitor the issuance of bonds and the actual post-audit receipt of FEMA or State of California grants for earthquake repairs and hazards reduction and to take any appropriate action so that the bonds issued will not duplicate FEMA or State of California grants for earthquake repairs and hazards reduction; finding that the estimated cost to the City and County of San Francisco of said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County of San Francisco and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such municipal improvements; fixing the date of the election and the manner of holding such election and the procedure for voting for or against the propositions; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the special election with the general election; and providing that the election precincts, voting places and officers for election shall be the same as for such general election. (Supervisor Walker)

File 60-90-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noes: Supervisor Hallinan - 1.

Adopted

[Public Transportation]

Resolution making a finding concerning proposed revisions of the Municipal Railway fare schedule. (Public Utilities Commission)

Tuesday, February 20, 1990

File 7-90-2, Resolution No. 125-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Public Transportation]

Resolution approving revised fare schedule for the Municipal Railway, establishing a "Non-Bulk Regional Passes/Transfers" fare category; companion measure to File 7-90-2. (Public Utilities Commission)

File 7-90-2.1, Resolution No. 126-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Emergency Work]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to restore the integrity of the sewer on Francisco Street, Divisadero to Scott Streets, Bay Street, Divisadero to Scott Streets. (Department of Public Works)

File 28-90-1, Resolution No. 127-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Adopted as Amended

[Reimbursement to Employees]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty. (Finance Committee)

File 51-89-4, Resolution No. 144-90

Tuesday, February 20, 1990

<u>Department</u>	<u>Item</u>	<u>Amount Claimed</u>	<u>Amount Recommended</u>
<u>Dept. Health Services</u>			
Sandra Lockwood	Torn Silk Slacks	35.00	26.21
<u>Dept. Public Health</u>			
Penelope Tishma	Damaged Auto	122.50	122.50
Annie Mendoza	Broken Eyeglasses Frame	63.00	63.00
Virginia Didier	Stolen Wallet and Contents	109.00	<u>109.00</u>
Jesus R. Galang	Stolen House Keys	46.26	<u>46.26</u>
<u>Municipal Court</u>			
Jue Fong	Damaged Reebok Shoes	53.00	50.00
<u>Recreation and Park</u>			
Darryl Hall	Vandalized Auto	979.56	<u>979.56</u>
Jimmie Shepard	Stolen Items from Purse	123.00	<u>123.00</u>
Thomas E. Chiosso	Stolen Camera and Equipment	419.82	419.82
<u>Juvenile Court</u>			
Kristine Versti	Damaged Pants	31.03	31.03
<u>Dept. Public Works</u>			
Michael J. Lee	Broken Eyeglasses	65.61	65.61
Sherman Yu	Broken Eyeglasses	198.00	198.00
<u>Municipal Railway</u>			
Karen L. Gonzalez	Stolen Tools and Clothing	277.61	277.61
<u>Oscar Sanchez</u>	<u>Damaged Leather Jacket</u>	<u>166.14</u>	<u>166.14</u>
Sandra Dell'Agostino	Damaged Automobile	100.00	100.00
Ronald Wilson	Damaged Shoes	84.00	84.00
David Wilson	Damaged Shoes	210.00	210.00
<u>Sheriff</u>			
<u>Gordon Contreas</u>	<u>Broken eye glasses</u>	<u>179.25</u>	<u>179.25</u>
 TOTAL		 ((\$2,914.39)) <u>\$3,080.53</u>	 ((\$1,647.78)) <u>\$3,250.99</u>

Tuesday, February 20, 1990

Supervisor Nelder, seconded by Supervisor Kennedy, moved to amend to recommend payment of the following six claims: Virginia Didier, \$109.00; Jesus R. Galang, \$46.26; Darryl Hall, \$979.56; Jimmie Shepard, \$123.00; Gordon Contreras, \$179.25 and Oscar Sanchez, \$166.14.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hsieh, Kennedy, Nelder, Ward - 6.

Noes: Supervisors Britt, Hallinan, Maher, Walker - 4.

Absent: Supervisor Hongisto - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Hongisto - 1.

Recommendations of Governmental Operations Committee

Passed for Second Reading

[P.O.S.T. Reimbursement, D.A. Investigators]
Ordinance amending Administrative Code, relating to peace officer training, authorizing application for state aid for the training of investigators of the District Attorney's office bestowed by the California Commission on Peace Officer Standards and Training.
(Supervisors Nelder, Alioto)

File 97-89-53, Ordinance No.

(Amends Section 16.9-2.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Adopted

[Grant - Federal Funds]
Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$47,191,200 of Federal Capital Assistance including the required local contribution from State Transit Capital Improvement funds and/or funds from the Clean Air and Transportation Improvement Act of 1990 and/or the Kopp-Katz-Baker Transportation Blueprint for the Twenty-First Century and/or State Transit Assistance funds and/or

Tuesday, February 20, 1990

Bridge Toll Net Revenues and/or Transit Impact Development Fees and/or San Francisco Municipal Railway Improvement Corporation funds and/or Transportation Sales Tax Revenues to provide financing for building for the Muni Metro Turnback Project; placing \$2,000,000 on reserve. (Public Utilities Commission)

File 94-90-1. Resolution No. 136-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Grant - Federal Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$1,500,000 of Federal Capital Assistance including the required local contribution from State Transit Capital Improvement funds and/or funds from the Clean Air and Transportation Improvement Act of 1990 and/or the Kopp-Katz-Baker Transportation Blueprint for the Twenty-First Century and/or State Transit Assistance funds and/or Bridge Toll Net Revenues and/or Transit Impact Development Fees and/or San Francisco Municipal Railway Improvement Corporation funds and/or Transportation Sales Tax Revenues to provide financing for project planning and preliminary engineering of the Metro East Light Rail Facility; placing \$1,200,000 on reserve. (Public Utilities Commission)

File 94-90-2. Resolution No. 137-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Grant - Federal Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$32,500,000 of Federal Capital Assistance including the required local contribution from State Transit Capital Improvement funds and/or funds from the Clean Air and Transportation Improvement Act of 1990 and/or the Kopp-Katz-Baker Transportation Blueprint for the Twenty-First Century and/or State Transit Assistance funds and/or Bridge Toll Net Revenues and/or Transit Impact Development Fees and/or San Francisco Municipal Railway Improvement Corporation funds and/or Transportation Sales Tax Revenues to provide financing for the purchase of up to 60 articulated trolley coaches. (Public Utilities Commission)

File 94-90-3. Resolution No. 138-90

Adopted by the following vote:

Tuesday, February 20, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Grant - Federal Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$18,000,000 of Federal Capital Assistance including the required local contribution from State Transit Capital Improvement funds and/or funds from the Clean Air and Transportation Improvement Act of 1990 and/or the Kopp-Katz-Baker Transportation Blueprint for the Twenty-First Century and/or State Transit Assistance funds and/or Bridge Toll Net Revenues and/or Transit Impact Development Fees and/or San Francisco Municipal Railway Improvement Corporation funds and/or Transportation Sales Tax Revenues to provide financing to complete engineering and begin installing the Muni Metro Subway Signal System Replacement Project; placing \$500,000 on reserve. (Public Utilities Commission)

File 94-90-4, Resolution No. 139-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Grant - Federal Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$2,284,332 of Federal Capital Assistance including the required local contribution from State Transit Capital Improvement funds and/or funds from the Clean Air and Transportation Improvement Act of 1990 and/or the Kopp-Katz-Baker Transportation Blueprint for the Twenty-First Century and/or State Transit Assistance funds and/or Bridge Toll Net Revenues and/or Transit Impact Development Fees and/or San Francisco Municipal Railway Improvement Corporation funds and/or Transportation Sales Tax Revenues to provide financing to complete final engineering for the F-Embarcadero Streetcar Extension; placing \$200,000 on reserve. (Public Utilities Commission)

File 94-90-5, Resolution No. 140-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Tuesday, February 20, 1990

[Grant - Federal Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$1,500,000 of Federal Capital Assistance including the required local contribution from the Clean Air and Transportation Improvement Act of 1990 funds and/or State Transit Assistance funds and/or Bridge Toll Net Revenues and/or San Francisco Municipal Railway Improvement Corporation funds and/or Transportation Sales Tax Revenues to provide financing for the Design and Rehabilitation of the Municipal Railway's Fixed-Facilities; placing \$350,000 on reserve. (Public Utilities Commission)

File 94-90-6, Resolution No. 141-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Grant - State Funds]

Resolution authorizing the Recreation and Park Department to apply for, accept and expend \$437,322 for the acquisition of 570 Ellis Street for the development of a new playground in the Tenderloin; finding that the project is in conformity with the Master Plan and consistent with the eight priority policies of Planning Code Section 101.1. (Recreation and Park Department)

File 150-90-1, Resolution No. 142-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Federal Funding]

Resolution approving the expenditure of Refugee Funds and authorizing the President of the Private Industry Council of San Francisco, Inc. to sign, enter into and execute the State contract. (Private Industry Council).

File 156-90-1, Resolution No. 122-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Tuesday, February 20, 1990

Recommendations of Rules Committee

Consideration Continued

[Policy Staff]

Motion directing the Clerk of the Board of Supervisors to seek a supplemental appropriation and to take other steps necessary to employ professional policy staff for the Board of Supervisors and its new committee structure. (Rules Committee)

File 56-90-1.1

Supervisor Nelder, seconded by Supervisor Walker, moved to continue consideration to February 26, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Passed for Second Reading

[Ballot Arguments]

Ordinance amending Administrative Code, providing that ballot arguments may be submitted one-half day later than at present; providing that this ordinance shall become operative beginning with ballot arguments for the November 6, 1990, Election. (Rules Committee)

File 97-89-56, Ordinance No.

(Amends Sections 5.74.3, 5.74.5 and 5.78-1.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Meetings]

Ordinance amending Administrative Code, to permit special meetings of boards and commissions to be held at locations other than the regular meeting place. (Mayor)

File 97-90-3, Ordinance No.

(Amends Section 16.5.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 8.

Tuesday, February 20, 1990

Noes: Supervisors Hsieh, Nelder - 2.

Absent: Supervisor Hongisto - 1.

Adopted

[Appointment to San Francisco Airport Improvement Corporation]
Resolution approving the appointment of Mr. Frank G. Chambers to the Board of Directors of the San Francisco Airport Improvement Corporation. (Airports Commission)

File 92-89-41, Resolution No. 133-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Appointment]
Resolution appointing member to the Mental Health Advisory Board. (Rules Committee)

File 92-89-58, Resolution No. 134-90

(Supervisor Angela Alioto, vice Supervisor Nancy G. Walker, term expired, for the two-year term ending January 31, 1992.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Appointment]
Resolution appointing member to the San Francisco Bay Crossing Study Advisory Committee. (Supervisor Britt)

File 92-89-59, Resolution No. 135-90

(Norman Rolfe, new appointment, for term ending August 1, 1990.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Tuesday, February 20, 1990

[Appointment]

Resolution confirming Mayor's appointment to the Industrial Development Authority. (Mayor)

File 33-90-1, Resolution No. 132-90

(John W. Locke III, vice William O'Keeffe, term expired, for the three-year term ending March 1, 1992.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Agreement]

Resolution authorizing a second extension of the Peninsula Corridor Study Joint Powers Board Agreement, contingent upon the execution of an agreement between Caltrans and Southern Pacific providing for the continuation of Peninsula Commute Service beyond June 30, 1990, the extension coinciding with the term of the Peninsula Commute Service Agreement, but, in no event will the term of this agreement extend beyond June 30, 1993, unless expressly extended beyond that date by the consent of all parties to this agreement. (Supervisor Britt)

File 172-90-1, Resolution No. 143-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Select Committee]

Motion establishing a Select Committee on Mission Bay Development for the purpose of holding public hearings on the Mission Bay Development proposals and for the committee to operate for a six-month period from its date of commencement. (Supervisor Hongisto)

File 54-90-1

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Tuesday, February 20, 1990

Consideration Continued with Pending Amendment

(Supervisor Kennedy dissenting in Committee.)

[Budget]

Motion authorizing and directing the Clerk of the Board to file with the Controller the budget estimates for fiscal year 1990-91 for the Department of the Board of Supervisors. (Supervisor Britt)

File 100-90-2

(Office of the Board of Supervisors;
Assessment Appeals Board;
Delinquency Prevention Commission.)

Supervisor Kennedy, seconded by Supervisor Nelder, moved to amend the budget estimates by restoring funding for the Telecommunication Policy Committee to its current year's level.

Supervisor Nelder, seconded by Supervisor Gonzalez, moved to continue consideration to February 26, 1990 with pending amendment.

Motion to continue with pending amendment adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Recess

Supervisor Kennedy, seconded by Supervisor Ward, moved that the Board convene in closed session pursuant to Government Code Section 54956.9(a) to meet with the City Attorney concerning litigation of USA v. CCSF, US District, 84-1100 MHP (allegations of racial harassment at the Fire Department).

Motion to convene in closed session adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

The Board, at the hour of 5:52 p.m. recessed to convene in closed session.

Reconvening of the Board

The Board, at the hour of 6:31 p.m., reconvened.

Calling the Roll

Tuesday, February 20, 1990

On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Noted absent:

Supervisors Alioto, Ward - 2

Quorum present.

Supervisor Alioto was noted present at 6:34 p.m.

Supervisor Ward was noted present at 6:34 p.m.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board had met in closed session with the City Attorney concerning pending litigation as provided in the Government Code.

Recess

Supervisor Nelder, seconded by Supervisor Ward, moved that the Board recess to reconvene at 9:25 p.m.

Motion to recess adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Nelder, Walker, Ward - 7.

Noes: Supervisors Britt, Hongisto, Hsieh, Maher - 4.

The Board, at the hour of 7:51 p.m., recessed.

Reconvening of the Board

The Board, at the hour of 9:30 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker - 8.

Noted absent:

Supervisors Hongisto, Hsieh, Ward - 3

Quorum present.

Tuesday, February 20, 1990

Supervisor Hsieh was noted present at 9:32 p.m.

Supervisor Ward was noted present at 9:55 p.m.

COMMITTEE REPORTS

Recommendation of Governmental Operations Committee

[Grant - Federal Funds]

Resolution authorizing the Mayor's Office of Business and Economic Development to apply for and accept a grant from the Federal Economic Development Administration in an amount up to \$50,000 for a program to retain employment in San Francisco threatened by severe economic dislocation caused by the earthquake of October 17, 1989. (Supervisor Gonzalez)

File 68-90-2, Resolution No. 118-90

Supervisor Gonzalez presented as recommendation of Governmental Operations Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dan Fiorillo;
Margaret Schmidt.

IMMEDIATE ADOPTION CALENDAR

Severed from Immediate Adoption Calendar

Supervisor Kennedy requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Referred to Committee

[Communication Policy]

Resolution urging the Mayor to urge the General Manager of the Public

Tuesday, February 20, 1990

Utilities Commission to rescind policy statements set forth in memo of February 5, relating to restricting communication between governmental departments and the Board of Supervisors. (Supervisors Walker, Maher, Hallinan, Nelder, Gonzalez, Alioto, Britt, Hsieh)

File 191-90-1, Resolution No.

On objection of Supervisor Kennedy, the pending resolution was referred to the Administration and Oversight Committee.

The Board thereupon resumed its consideration of the following items on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-8, Resolution No. 123-90

(Mayor Art Agnos, February 14; Nancy G. Walker, member, Board of Supervisors, March 5 - 9; Marilyn Chow, President, Social Services Commission, March 19 - 21; Bonnie Gibson, member, Retirement Board, February 2 - 4; Peter M. Jamero, Executive Director, Human Rights Commission, March 11 - 21; Maurice Mann, member, Retirement Board, February 13 - 16; Haig G. Mardikian, member, Redevelopment Agency, February 17 - 24, 1990.)

Adopted.

[Proclamation]

Resolution urging his Honor, the Mayor, to proclaim Sunday, May 20, 1990 as Peace Day in San Francisco. (Board of Supervisors)

File 4-90-3, Resolution No. 124-90

Adopted.

[1990 Census - Funding]

Resolution urging the Mayor to introduce for consideration by the Board of Supervisors, as soon as possible, a supplemental appropriation that would fund up to twelve persons to work with the Complete Count Committee and to consider borrowing personnel and resources from other departments of the City to assist in the 1990 census effort. (Supervisor Gonzalez)

File 190-90-1, Resolution No. 146-90

Adopted.

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The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Socio-Economic Effects Report]

Substitute ordinance amending San Francisco Administrative Code by adding Chapter 31A requiring preparation of a report on the social and economic effects of major development proposals and changes in land use regulations. (Supervisor Ward presented.) Referred to Land Use Committee with request it be considered at the February 27, 1990 meeting.

File 97-89-48

[South of Market Zoning Controls]

Ordinance adopting changes in property use and height and bulk classification by amending the Zoning Map of the City and County of San Francisco for area generally bounded by Mission Street, Duboce Avenue/Thirteenth/Division Street, Townsend Street and First Street, excluding the area of Yerba Buena Center to reclassify portions of the property therein from RH-2, RH-3, RM-2, RC-2, RC-3, C-3-G, C-3-S, C-M, M-1 and M-2 to either residential enclave district (red), south park district (SPD), residential/service district (RSD), service/light industrial/residential district (SLR), service/light industrial district (SLI), service/secondary office district (SSO) or public district (P), and to reclassify height and bulk districts within the same area from 40-X, 50-X, 80-E, 80-K, 88-K, 90-X, 105-F, 105-J, 120-F, 130-F, 130-G, 130-L, 150-S, 160-F, 160-M, and 180-S to either O.S, 40-X, 50-X, 65-X, 85-X, 40-X/85-C or 130-E. (Supervisor Maher presented.) Referred to Land Use Committee with request it be considered at the February 27, 1990 meeting.

File 36-90-2.1

[South of Market Zoning Controls]

Ordinance amending the City Planning Code by adopting findings concerning priority policies; amending existing Sections 102.5 and 102.9; adding a new Section 102.17, renumbering existing Sections 102.17 through 102.27, and, where those sections are cross-referenced in other code sections, restating the cross-references; adding Sections 135.3, 205.3, 263.11, 803.3, 803.4, 803.5, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 890.7, 890.9, 890.11, 890.12,

890.19, 890.23, 890.25, 890.28, 890.38, 890.69, 890.70, 890.111, 890.131 and 890.132; renumbering existing sections 152.5, 890.12, 890.19, 890.20, 890.26, and 890.70; deleting sections 246 and 249; and amending sections 124, 128, 134, 135, 136, 136.1, 140, 141, 143, 147, 151, 152, 152.5, 153, 154, 155, 156, 161, 163, 172, 178, 180, 181, 182, 185, 186, 201, 202, 204.4, 205, 206, 207, 207.1, 207.5, 208, 209.3, 210, 217, 221, 233, 234.2, 260, 301, 303, 304, 306.2, 307, 316, 316.2, 603, 606, 607.2, 608.1, 790, 790.56, 801, 802.1, 802.2, 803, 803.1, 803.2, 809, 810, 811, 812, 890, 890.8, 890.10, 890.37, 890.54, 890.56, 890.106, 890.108, 890.110, 890.112, 890.114, 890.116, and 890.124; to create new zoning districts called the residential enclave district, the South Park District, the residential/service district, the service/light industrial/residential district, the service/light industrial district and the service/ secondary office district; identify a South of Market base district, South of Market special general advertising sign district, South of Market special Hall of Justice legal services district and an extended preservation district; define South of Market use categories, modifying in part the mixed use categories effective in chinatown districts; set forth the permitted, conditional, accessory, temporary and prohibited uses and other limits and requirements, including parking and open space requirements, in South of Market districts; create new use categories called design professional and nighttime entertainment activity; limit the demolition or conversion of South of Market group housing and dwelling units to non-residential use; prohibit the conversion of group housing or dwelling units to live/work use within South of Market districts; exempt live/work units, child care facilities and cultural facilities from floor area limits in South of Market districts and provide related, additional enforcement provisions; establish freight loading and other standards, with exceptions, for nighttime entertainment uses; establish freight loading requirements for live/work use in South of Market districts; allow a greater height limit, subject to conditions, for affordable housing and live/work units in one South of Market sub-district; allow dwelling units affordable to low-income households as a conditional use in one South of Market sub-district; require residential development in a three to one ratio to permitted commercial development in one South of Market sub-district with provisions for alternative means to satisfy this requirement; establish procedures for administrative review and modification of certain requirements by the zoning administrator; establish procedures for consent calendar approval or disapproval by the City Planning Commission for conditional use applications in South of Market districts; require transportation programs for office uses in South of Market districts; allow participation in a parking management program for certain South of Market uses as a means of satisfying an off-street parking requirement; modify certain nonconforming use provisions with respect to specified uses in South of Market districts; allow additional temporary uses in South of Market districts; require screening of rooftop parking facilities; establish off-street parking standards for bars, architects, engineers and other design professionals; specify the method of calculating parking requirements for multi-use buildings; allow for seismic safety upgrading in nonconforming use structures without regard to cost; specify social services as a use category; establish regulations for signs in South of Market districts; exempt certain informational signs and South of Market murals from sign controls; allow large general advertising signs and multiple general advertising signs within special sign districts; repeal expired South of Market and mid market

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special use districts; regulate previously designated significant and contributory buildings in one South of Market district; and establish "good neighbor" conditions as zoning standards for nighttime entertainment activities and for programs serving indigent transient and homeless populations in South of Market districts. (Supervisor Maher presented.) Referred to Land Use Committee with request it be considered at the February 27, 1990 meeting.

File 115-89-2

[Special South of Market Open Space Fund]
Draft ordinance amending Administrative Code by adding Section 10.204 establishing a South of Market Open Space Fund. (Supervisor Maher presented.) Referred to Land Use Committee with request it be considered at the February 27, 1990 meeting.

File 97-90-7

[Special South of Market Parking Fund]
Draft ordinance amending Administrative Code by adding Section 10.205 establishing a South of Market Parking Fund. (Supervisor Maher presented.) Referred to Land Use Committee with request it be considered at the February 27, 1990 meeting.

File 97-90-8

[The South End Historic District]
Ordinance amending City Planning Code by adding Appendix I designating the South End Historic District (includes certain properties located within the Rincon Point/South Beach Redevelopment Agency District as well as the proposed South of Market Plan Boundaries). (Supervisor Maher presented) Referred to Land Use Committee with request it be considered at the February 27, 1990 meeting.

File 115-90-3

[Transfer of Sick Leave and Vacation Credits]
Draft ordinance amending Administrative Code to implement a transfer of sick leave and vacation credits to catastrophically ill employees, pursuant to Charter Section 8.364. (Supervisor Hongisto presented.) Referred to Administration and Oversight Committee.

File 179-90-2

[Final Environmental Impact Report]
Resolution adopting Final Environmental Impact Report and findings of overriding circumstances and beneficial effects in adopting the South of Market Zoning Controls despite potential for significant cumulative transportation and air quality environmental impacts and localized seismic safety impacts and adopting and incorporating findings of the Final Environmental Impact Report. (Supervisor Maher presented.) Referred to Land Use Committee with request it be considered at the February 27, 1990 meeting.

File 36-90-2

[Board and Care Facilities]

Draft resolution urging the Mayor to urge the Health Department to increase funding for board and care facilities, to develop long term plan to address shortage of board and care facilities. (Supervisor Maher presented.) Referred to City Services Committee.

File 194-90-1

Requests for Hearings

File 12-90-5, By Supervisor Ward: To consider Senate Bill 768, relating to mandating employer paid health insurance. Referred to Economic and Social Policy Committee.

File 18-90-5, By Supervisor Alioto: To consider installing a Stop sign on the corner of Jackson and Pierce Streets. Referred to City Services Committee.

File 56-90-2, By Supervisor Britt: To consider, clarify and develop guideline procedure for referral of matters to various committees of the Board of Supervisors. Referred to Administration and Oversight Committee.

File 107-90-1, By Supervisor Kennedy: To consider 1990-91 Greater Avenue to Independence (GAIN) plan. Referred to Economic and Social Policy Committee.

File 121-90-1, By Supervisor Kennedy: To consider regulations relating to businesses in the Chinatown area storing, displaying merchandise and/or engaging in retail sales or services from stands, racks or vehicles placed on the public sidewalk or public streets. Referred to City Services Committee.

File 193-90-3, By Supervisors Alioto and Hsieh: To consider status of placement of the Goddess of Democracy statue in Portsmouth Square. Referred to City Services Committee.

File 195-90-2, By Supervisor Walker: To consider City and County long term plan for jail overcrowding (consent decree). Referred to Administration and Oversight.

File 200-90-1, By Supervisor Nelder: To consider occurrences and rates of injuries and illnesses, both reported and unreported, in the Department of Public Works Bureau of Street and Sewer Repair, including systems of reporting, recording, safety and prevention programs, and all other pertinent matters. Referred to Administration and Oversight Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

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By Supervisor Alioto, that letters of inquiry be sent to General Manager, Recreation and Park Department; Director, Fine Arts Museums; and Chief of Police regarding the possibility of establishing the parking lot in front of the Legion of Honor as a "No Loitering After 10 p.m." zone to reduce the incidence of vandalism to the Holocaust Memorial.

By Supervisor Gonzalez, that letter be sent to Recreation and Park Commission and General Manager, Recreation and Park Department, inquiring whether the department will proceed within 90 days to build fence and lighting improvements at the 24th Street mini park funded by the Mayor's Office of Community Development's approval of a proposal by the Mission Economic Development Association and the 24th Street Revitalization Committee and request that a copy of your response be submitted to the Mayor's Office of Community Development with a work schedule of these projects.

By Supervisor Kennedy, that letters to be sent to the Director of Public Works, Director of Planning and the Chief of Police requesting a listing of private businesses in the Chinatown area which store or display merchandise and/or engage in retail sales or services from stands, racks or vehicles placed on the public sidewalk or public street and detailing the authority for such activity, to be submitted by March 16, 1990.

By Supervisor Kennedy, that letter be sent to Chief of Police transmitting copy of correspondence concerning alleged lack of enforcement of parking regulations at Residential Permit Parking Area C.

By Supervisor Kennedy, that letter be sent to General Manager, Public Utilities, requesting he respond to citizen's inquiry concerning bus drivers parking the bus at West Portal and leaving the vehicle's engine idle for ten minutes.

By Supervisor Maher, that City Attorney draft appropriate legislation mandating all new buildings shall use water closets which use less than an average of one one-half (1 1/2) gallons per flush, based on State building standards due to go into effect 1991.

By Supervisor Walker, that letter be sent to City Attorney concerning the City and County's long term plan for jail overcrowding/consent decree and inquiring why the Board of Supervisors was not involved prior to presentation of the above plan to the plaintiffs in the Stone v. CCSF (jail overcrowding) case.

By Supervisor Walker, that letter of inquiry be sent to Director of Public Works for an explanation why 4770 Mission Street is not participating in the condominium conversion lottery as is required for all other conversions.

By Supervisor Ward, that letter be sent to Chief of Police requesting report on traffic on Thornton Avenue with specific regard to drag-racing.

By Supervisor Kennedy, that City Attorney advise by March 16, 1990 whether the present activity of private businesses in the Chinatown area of storing or displaying merchandise and/or engaging in retail

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sales or services from stands, racks or vehicles placed on the public sidewalk or public street complies with all State and local laws.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Jeannette Pear (Supervisor Ward)
Douglas Warner (Supervisors Hongisto, Britt, Walker)
Kevin Martin (Supervisor Hallinan)

File 2-90-8

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 10:51 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Tuesday, February 20, 1990

Approved by the Board of Supervisors on July 2, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

January, February, 1901

Journal of Proceedings Board of Supervisors

San Francisco, California

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Vol. 85

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Monday, February 26, 1990

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City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, February 26, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:17 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 7.

Noted absent at first roll call:

Supervisors Alioto, Hallinan, Hongisto, Kennedy - 4.

Quorum present.

Supervisor Alioto was noted present at 2:18 p.m.

Supervisor Hallinan was excused, on official leave of absence.

Supervisor Hongisto excused. (See infra.)

Supervisor Kennedy was noted present at 2:32 p.m.

Supervisor Hongisto Excused

The Clerk announced that Supervisor Hongisto had requested to be excused from attendance because of illness.

Supervisor Maher, seconded by Supervisor Walker, moved to excuse Supervisor Hongisto from attending today's meeting.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

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CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Nelder requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Governmental Operations Committee

Passed for Second Reading as Amended

[P.O.S.T. Reimbursement, District Attorney Investigators]
((Ordinance amending Administrative Code, relating to peace officer training, authorizing application for state aid for the training of investigators of the District Attorney's office bestowed by the California Commission on Peace Officer Standards and Training.))
(Supervisors Nelder, Alioto)

Ordinance amending Administrative Code by amending Section 16.9-27, authorizing application for state aid for the training of investigators of the District Attorney's office bestowed by the California Commission on Peace Officer Standards and Training.

File 97-89-53, Ordinance No.

(Amends Section ((16.9-2)) 16.9-27.)

Supervisor Nelder, seconded by Supervisor Hsieh, moved an amendment of the whole entitled, "Ordinance amending Administrative Code by amending Section 16.9-27, authorizing application for state aid for the training of investigators of the District Attorney's office bestowed by the California Commission on Peace Officer Standards and Training."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

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CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$595,089, Department of Public Works, for programmatic expenditure (Air Toxics), Cleanwater Program, for fiscal year 1989-90. (Controller)

File 101-89-82, Ordinance No. 80-90

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Malcolm Mabrey against the City and County by payment of \$8,500. (City Attorney)

File 45-90-4, Ordinance No. 77-90

(Superior Court No. 863-973)

Finally passed.

Recommendations of Governmental Operations Committee

Finally Passed

[Airport Lease Modification]

Ordinance approving Modification No. 4 of Lease and Use Agreement between USAir, Inc., and City and County, acting by and through its Airports Commission. (Airports Commission)

File 27-90-3, Ordinance No. 76-90

Finally passed.

Adopted

[State Disability Insurance]

Resolution authorizing enrollment of Classifications 2496 Radiology Supervisor and 2498 Radiology Director in the State Disability Insurance Program. (Employee Relations Division)

File 89-90-2, Resolution No. 153-90

Adopted.

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[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Forensic Youth Services (YGC) as a sub-grantee in collaboration with Larkin Street Services, as prime grantee, to accept and expend a grant from the Department of Health and Human Services, Office of Human Development Services, Administration for Children, Youth and Families in the amount of \$42,500, for the provision of health and substance abuse services to homeless youth. (Mayor)

File 146-90-9, Resolution No. 155-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to accept and expend the augmentation of a grant up to the amount of \$70,397 from the State of California, Department of Alcohol and Drug Programs for the School/Community Primary Prevention Program, State Contract No. D-0020-8 for the term extension of November 1, 1989 through June 30, 1990. (Mayor)

File 146-90-11, Resolution No. 148-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Division of Mental Health, Substance Abuse and Forensic Services, to apply for, accept and expend a grant of \$954,367 from the Federal Emergency Management Agency. (Mayor)

File 146-90-13, Resolution No. 158-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Monday, February 26, 1990

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$1,920,000, Department of Public Health, San Francisco General Hospital for medical services contract, other contractual services, telephone, advertising, for fiscal year 1989-90; providing for ratification of action previously taken. (Controller)

File 101-89-81, Ordinance No. 81-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

[Government Funding]

Ordinance appropriating \$49,580, City Planning Department, for permanent salaries and related mandatory fringe benefits, telephone, other services, office supplies and minor furnishings; to fund three positions. (Controller)

File 101-89-83, Ordinance No. 82-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Walker, Ward - 7.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

(Supervisor Hallinan dissenting in Committee.)

[Special Election]

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 5, 1990, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County for the acquisition, construction or completion by the City and County of San Francisco of the following municipal improvements to wit: public safety improvement bonds, 1990, \$332,400,000, to pay for the cost of public safety improvements to buildings owned by the City and County of San Francisco, including earthquake repairs and earthquake hazards reduction, asbestos abatement, providing access for the disabled, all related to public safety to buildings owned by the City and County of San Francisco, including related acquisition, construction and reconstruction necessary or convenient for the foregoing purpose; provided,

however, that no more than \$65,000,000 of said bonded indebtedness shall be incurred in any single fiscal year and provided, further, that the authorization in the amount of three hundred thirty-two million four hundred thousand dollars (\$332,400,000) will be reduced by the amount of the actual post-audit receipt of FEMA or State of California grants for earthquake repairs and hazards reduction; authorizing and directing the Chief Administrative Officer and the Controller to monitor the issuance of bonds and the actual post-audit receipt of FEMA or State of California grants for earthquake repairs and hazards reduction and to take any appropriate action so that the bonds issued will not duplicate FEMA or State of California grants for earthquake repairs and hazards reduction; finding that the estimated cost to the City and County of San Francisco of said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County of San Francisco and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such municipal improvements; fixing the date of the election and the manner of holding such election and the procedure for voting for or against the propositions; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the special election with the general election; and providing that the election precincts, voting places and officers for election shall be the same as for such general election. (Supervisor Walker)

File 60-90-3, Ordinance No. 64-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

Recommendation of Special Earthquake Recovery Committee

Finally Passed

[Earthquake Damaged Illegal Units]
Ordinance amending City Planning Code, to allow restoration of illegal units in earthquake damaged residential buildings under certain conditions; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisors Nelder, Alioto)

File 270-89-2.1, Ordinance No. 75-90

(Amends Section 181(d).)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

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Recommendations of Rules Committee

Finally Passed

[Ballot Arguments]

Ordinance amending Administrative Code, providing that ballot arguments may be submitted one-half day later than at present; providing that this ordinance shall become operative beginning with ballot arguments for the November 6, 1990, Election. (Rules Committee)

File 97-89-56, Ordinance No. 79-90

(Amends Sections 5.74.3, 5.74.5 and 5.78-1.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

[Meetings]

Ordinance amending Administrative Code, to permit special meetings of boards and commissions to be held at locations other than the regular meeting place. (Mayor)

File 97-90-3, Ordinance No. 78-90

(Amends Section 16.5.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Maher, Walker, Ward - 6.

Noes: Supervisors Hsieh, Nelder - 2.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

Refused Submission

[Ballot Measure]

Charter amendment (Second Draft) amending Charter Sections 8.509, 8.511, 8.557, 8.559-13, 8.586-13 and 8.588-13 regarding employment after retirement for miscellaneous and safety employees. (Supervisor Nelder)

File 182-90-1

Refused submission by the following vote:

Ayes: Supervisors Gonzalez, Hsieh, Nelder - 3.

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Noes: Supervisors Britt, Maher, Walker - 3.

Absent: Supervisors Alioto, Hallinan, Hongisto, Kennedy,
Ward - 5.

Consideration Continued

[Policy Staff]

Motion directing the Clerk of the Board of Supervisors to seek a supplemental appropriation and to take other steps necessary to employ professional policy staff for the Board of Supervisors and its new committee structure. (Rules Committee)

File 56-90-1.1

Supervisor Alioto, seconded by Supervisor Walker, moved to continue consideration to March 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher,
Walker - 6.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hallinan, Hongisto, Kennedy, Ward - 4.

(Supervisor Kennedy dissenting in Committee.)

[Budget]

Motion authorizing and directing the Clerk of the Board to file with the Controller the budget estimates for fiscal year 1990-91 for the Department of the Board of Supervisors. (Supervisor Britt)

File 100-90-2

(Office of the Board of Supervisors;
Assessment Appeals Board;
Delinquency Prevention Commission.)

(February 20, 1990 - Consideration continued to February 26, 1990;
with pending amendment to restore funding for
Telecommunication Policy Committee to current
year's level.)

Supervisor Alioto, seconded by Supervisor Walker, moved to continue consideration to March 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher,
Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

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NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$220,000 for communication equipment and rescinding \$220,000 from Permanent Salaries - Miscellaneous, Police Department for fiscal year 1989-90. (Controller)

File 101-89-85, Ordinance No.

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hallinan, Hongisto - 2.

[Sale of Easement]

Ordinance authorizing sale of a 13 foot wide easement over San Andreas pipeline right of way located in Colma in San Mateo County to the town of Colma for sidewalk and public street purposes. (Real Estate Department)

File 82-90-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hallinan, Hongisto - 2.

[Sale of Surplus Property]

Ordinance authorizing sale of surplus City-owned real property (Lot 37, Block 805, remainder from the widening of Webster Street); and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 96-90-1, Ordinance No..

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hallinan, Hongisto - 2.

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[Membership]

Ordinance amending Administrative Code, adding two organizations to the membership list of the Office of the Controller (The Association of Health Care Internal Auditors, Inc. and County Auditors Association of California). (Controller)

File 97-90-4, Ordinance No.

(Amends Section 16.6-12.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hallinan, Hongisto - 2.

Consideration Continued

[Alcohol Tax]

Resolution supporting the Alcohol Tax Initiative of 1990.
(Supervisor Britt)

File 12-89-24, Resolution No.

Supervisor Hsieh Excused

On advice of the City Attorney, Supervisor Hsieh requested to be excused from voting because of possible conflict of interest.

Supervisor Maher, seconded by Supervisor Kennedy, moved to excuse Supervisor Hsieh from voting.

Motion to excuse Supervisor Hsieh from voting adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Kennedy, Maher, Nelder, Walker, Ward - 8.

Excused: Supervisor Hsieh - 1.

Absent: Supervisors Hallinan, Hongisto - 1.

Supervisor Ward, seconded by Supervisor Nelder, moved to continue consideration to March 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Kennedy, Maher, Nelder, Walker, Ward - 8.

Excused: Supervisor Hsieh - 1.

Absent: Supervisors Hallinan, Hongisto - 2.

Adopted

[Airport Revenue Bonds]

Resolution approving the issuance of up to \$92,900,000 principal amount of San Francisco International Airport Revenue Bonds, Series E and establishing a maximum interest rate therefor. (Airports Commission)

File 27-90-4. Resolution No. 154-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisor Hallinan, Hongisto - 2.

[Emergency Work]

Resolution approving the funding required for emergency modifications to the ventilation system at the Municipal Railway H. Welton Flynn Motor Coach Division at 1940 Harrison Street, for the Public Utilities Commission. (Public Utilities Commission)

File 28-90-2. Resolution No. 145-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisor Hallinan, Hongisto - 2.

[Airport Administration]

Resolution approving modification to Board of Supervisors Resolution No. 926-89, changing the budget for San Francisco International Airport emergency earthquake repair work in terminals. (Airports Commission)

File 28-90-3. Resolution No. 147-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisor Hallinan, Hongisto - 2.

Recommendations of Governmental Operations Committee

Passed for Second Reading

Monday, February 26, 1990

[Ratifying Civil Service Rule 22 Amendment]

Ordinance amending Administrative Code, providing for the ratification of an amendment to Civil Service Rule 22, Leaves of Absence, allowing registered nurses to agree by a Memorandum of Understanding to earn and use sick leave pay at a rate of one and one-half times the normal rate. (Civil Service Commission)

File 97-89-39, Ordinance No.

(Amends Section 16.17.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisor Hallinan, Hongisto - 2.

[Nurses' Vacation Benefits]

Ordinance amending Ordinance No. 15-89, uncodified, providing for the award of vacation benefits at one and one-half times the ordinary rate for Class 2320 Registered Nurses who work an extraordinary schedule, by allowing the City and these nurses to agree by a Memorandum of Understanding to provide for these vacation benefits, and by extending the automatic termination date of this special provision to April 30, 1992. (Department of Public Health)

File 103-90-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisor Hallinan, Hongisto - 2.

[Recycling Center Permit]

Ordinance approving a permit for continuation of operating a neighborhood recycling center outside of Kezar Stadium Press Parking Area at the corner of Arguello Boulevard and Frederick Street. (Recreation and Park Department)

File 193-90-2, Ordinance No.

Supervisor Nelder, seconded by Supervisor Gonzalez, moved to amend line 14, after the word "area" by inserting "on the same terms and conditions that have existed heretofore".

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Britt, Nelder - 2.

Noes: Supervisors Alioto, Gonzalez, Hsieh, Kennedy, Maher, Ward - 6.

Absent: Supervisors Hallinan, Hongisto, Walker - 3.

The roll was then called on the pending ordinance and it was passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisor Hallinan, Hongisto - 2.

Adopted

[State Agreement]

Resolution authorizing the Director of Public Works and the Chief Administrative Officer to enter into a cooperative agreement with the State of California Department of Transportation for performing materials sampling and testing services on State highway property. (Department of Public Works)

File 85-90-1, Resolution No. 152-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

[Gift - Private Funds]

Resolution approving the Final Negative Declaration and authorizing the Department of Public Health, Central Administration, to accept and expend a gift of \$163,000 from the University of California, San Francisco for partial construction of the AIDS Research Center at San Francisco General Hospital. (Mayor)

File 146-90-10, Resolution No. 156-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

[Family Planning Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health, to apply for, accept and expend a grant from the California Department of Health Services/Office of Family Planning Contract No. 88-93976, A-1, in the amount of \$694,633 for family planning services, for a grant period of July 1, 1988 to June 30, 1991, and making grant funds subject to appropriation by the Board of Supervisors and rescinding Resolution Nos. 541-88 and 931-88. (Mayor)

File 146-90-12, Resolution No. 157-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Central Administration, Emergency Medical Services Agency, to apply for, accept and expend a grant of \$191,237 from the State Emergency Medical Services Authority, for an analysis of the Bay Area Emergency Medical Response to the 1989 Loma Prieta Earthquake. (Mayor)

File 146-90-14, Resolution No. 159-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Central Administration, MIA Program, to accept and expend the fiscal year 1989-90 allocation of up to \$2,500,000 from the State Department of Health Services for Legalized Indigent Medical Assistance (LIMA) funds under the Immigration Reform and Control Act (IRCA). (Mayor)

File 146-90-15, Resolution No. 160-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

From the Clerk

Adopted

[Election]

Motion calling a municipal election and consolidating the municipal election, special bond election, special district election and statewide primary election to be held on June 5, 1990.

File 60-90-5

Monday, February 26, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker, Ward - 8.

Absent: Supervisors Hallinan, Hongisto, Kennedy - 3.

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]

Hearing of persons interested in or objecting to the report of the Director of Public Works for sidewalk and curb repairs at various locations ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Department of Public Works)

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.

From the Department of Public Works

Adopted

[Assessment of Costs]

Resolution confirming report of assessment of costs submitted by the Director of Public Works for sidewalk and curb repairs at various locations ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Department of Public Works)

File 41-90-1, Resolution No. 151-90

<u>(Address)</u>	<u>Amount</u>
2378-74 Union Street	\$ 231.00
3033-35 Buchanan Street	192.50
1434-38 Union Street	445.50
2348-52 Polk Street	264.00
1701 Greenwich Street	143.00
2810 Franklin Street	88.00
3040-44 Fillmore Street	528.00
2134-40 Filbert Street	1,061.50
3034-36 Steiner Street	407.00.)

Adopted by the following vote:

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Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hallinan, Hongisto - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Philip Browning.

Request Granted

Supervisor Gonzalez, seconded by Supervisor Maher, moved that the Clerk be directed to send congratulatory letters to the people of Nicaragua for their exemplary behavior and dedication to the election process, to President-elect Violeta Barrios de Chamorro for winning the presidency and letter to President Daniel Ortega commending him for his public statement regarding assurance of a smooth transition of power and respect of the mandate of the people.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Hallinan, Hongisto, Hsieh, Maher, Ward - 5.

Clerk directed to comply.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-9, Resolution No. 150-90

(Willie B. Kennedy, member, Board of Supervisors, March 16 - 20; Lonnie Chin, member, Public Library Commission, February 15 - 21; Joe Grubb, Director, Rent Board, February 17 - 24; Richard J. Guggenheimer, member, Recreation & Park Commission, March 16 - 27; May P. Jaber, member, Human Rights Commission, February 16 - 19; Bruce H. Jamison, Recorder, April 7 - 15; Julia Lopez, General Manager, Social Services, March 9 - 11; James Morales, President, City Planning Commission, February 20 - 21; Frederick F. Postel, Chief of Fire Department, March 14 - 20; Arlene M. Sauser, Chief Adult Probation Officer, March 6 - 8 and 14 - 18; Donald R.

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Stephens, member, Airports Commission, February 22 - 25 and March 4 - 8; G.E. Weeth, member, Agriculture & Weights and Measures, March 29 - April 19, 1990.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Hallinan, Hongisto, Hsieh, Maher, Ward - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Called from Committee

[MSG and HVP Notice]

Ordinance amending Health Code by adding Section 470, requiring restaurants to disclose the use of monosodium glutamate and hydrolyzed vegetable protein. Called from Human Services Committee by Supervisor Nelder; scheduled for consideration by the Board on March 5, 1990.

File 118-89-6

Adopted

[Acknowledgment]

Resolution acknowledging the 1990 TESOL Conference-the Teachers of English to Speakers of Other Languages-held in San Francisco March 6-10, 1990.

File 4-90-4, Resolution No. 149-90

Supervisor Gonzalez presented for immediate adoption.

Supervisor Gonzalez, seconded by Supervisor Nelder, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hallinan, Hongisto - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Hallinan, Hongisto, Hsieh, Maher, Ward - 5.

Referred to Committee

[Grant - Federal Funds]

Resolution urging the Mayor to urge the Health Department to apply for, accept and expend State and Federal funds for the expansion of prevention, outreach and substance abuse services for pregnant and postpartum women, their children and families, and setting City policy to reflect the opposition to prosecution and loss of child custody for women who use drugs and/or alcohol. (Supervisor Walker presented.) Referred to Finance Committee.

File 146-90-21

[Market Street Transit]

Draft resolution requesting preparation of a proposal for trial restrictions on use of portions of Market Street by private, non-commercial vehicles in conjunction with completion of Market Street transit thoroughfare construction and provision of Golden Gate Transit service. (Supervisor Britt presented.) Referred to City Services Committee.

File 196-90-2

[Earthquake Hazard Mitigation Plan]

Resolution adopting the Hazard Mitigation Plan Following the Loma Prieta Earthquake prepared by the Hazard Mitigation Coordinator for the City and County as the Hazard Mitigation Plan of the City and County to be submitted to the Governor's authorized representative as required by the Federal rules adopted by the Federal Emergency Management Agency. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the March 7, 1990 meeting.

File 270-90-7

Requests for Hearings

File 18-90-6, By Supervisor Kennedy: To consider installation of all-way Stop sign at Precita and Shotwell Streets and one-way Stop sign at Cosco and Precita Streets. Referred to City Services Committee.

File 20-90-3, By Supervisor Kennedy: To consider enacting and rescinding traffic regulations at Army Street, between Valencia and Mission Streets, between San Jose Avenue and Valencia Street and south side of Army Street, between Mission Street and San Jose Avenue. Referred to City Services Committee.

File 30-90-2, By Supervisor Alioto: To consider decreasing the response time of San Francisco's Emergency Medical Services. Referred to City Services Committee.

File 154-90-1, By Supervisor Nelder: To consider amending contract with Public Employees Retirement System to include airport, housing and institutional police in the "2 percent at 50" retirement benefit level. Referred to Administration and Oversight Committee.

File 202-90-1, By Supervisor Britt: To consider construction development along the Great Highway. Referred to City Services Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Britt, that City Attorney review draft resolution and prepare into proper form.

By Supervisor Britt, that letters be sent to Director of Public Works and Director of Planning concerning alleged violation of condition of permit and construction practices at Ocean Beach development along the Great Highway and request the attendance of departmental staff at a hearing before the City Services Committee in the near future.

By Supervisor Nelder, that City Attorney draft appropriate legislation that would include the airport, housing and institutional police in the contract between Public Employees Retirement System (PERS) and the City and County of San Francisco.

By Supervisor Nelder, that letter be sent to General Manager, Retirement System, requesting she contact and notify the Public Employees Retirement System (PERS) of the intent to amend the contract to include the airport, housing and institutional police in the "2 percent at 50" retirement benefit level and that the Retirement System conduct an actuarial study and any other necessary reports.

By Supervisor Nelder, that City Attorney draft appropriate legislation which would require the posting of security personnel at all times at housing created and maintained expressly for low-income, disabled individuals and advise the Board of Supervisors of Federal or State laws relating to this topic.

By Supervisor Nelder, that letter be sent to Housing and Urban Development (HUD) inquiring what rules, regulations and guidelines are available to insure that senior tenants, as well as other tenants of housing provided by the Housing Authority, are provided a secure and safe environment and whether HUD does on-site inspections of public housing.

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Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Gene Dilworth (Supervisor Kennedy)

File 2-90-9

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:28 p.m. adjourned.

Mary Anne Bulen, Acting Clerk

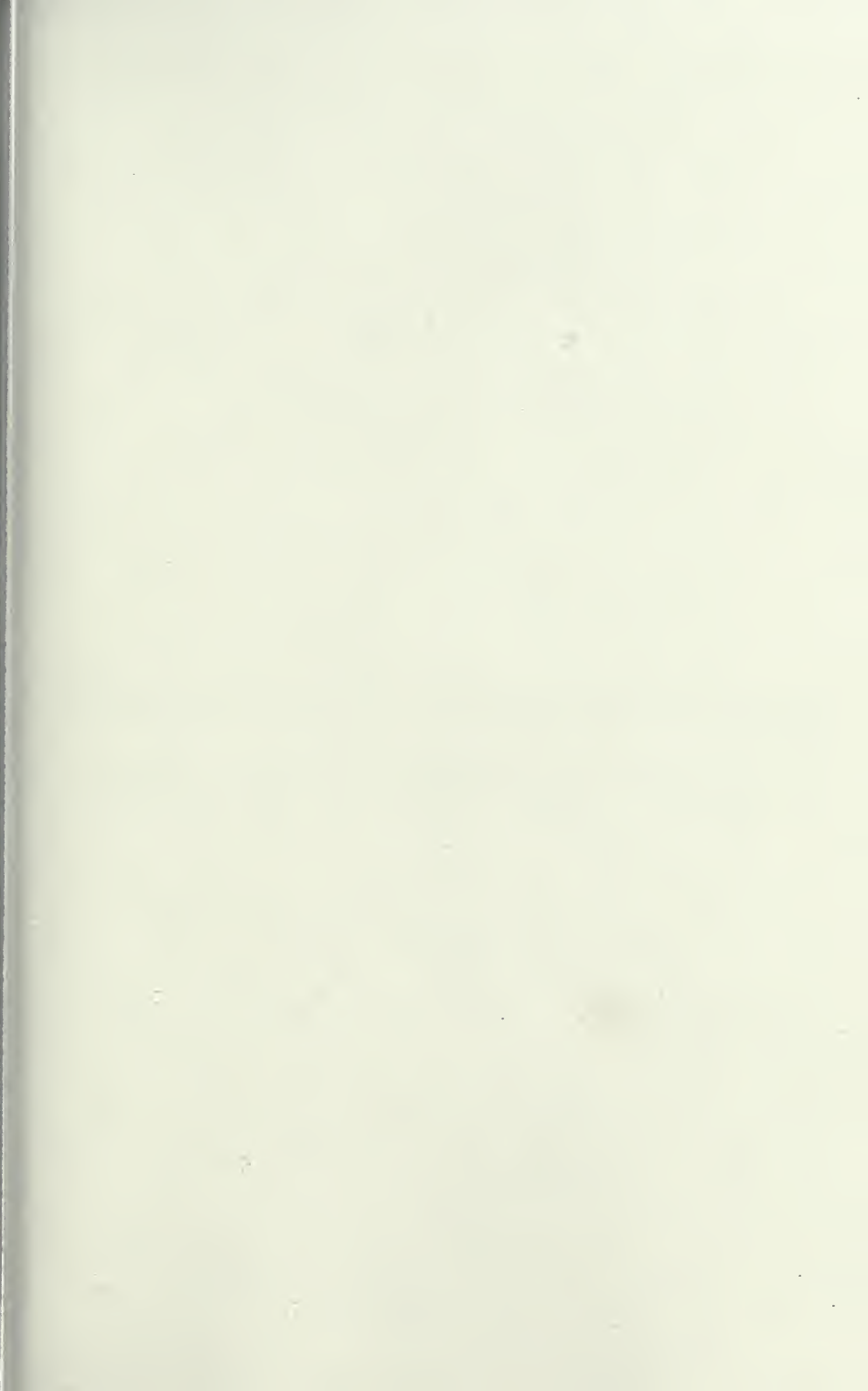
N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, February 26, 1990

Approved by the Board of Supervisors on July 9, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



Vol. 85

No. 10

DOCUMENTS DEPT.

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Monday, March 5, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, March 5, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder - 7.

Noted absent at first roll call:

Supervisors Hsieh, Kennedy, Walker, Ward - 4.

Quorum present.

Supervisor Hsieh was noted present at 2:17 p.m.

Supervisor Kennedy excused from attendance. (See infra.)

Supervisor Walker excused on official leave of absence.

Supervisor Ward excused from attendance. (See infra.)

Supervisors Kennedy and Ward Excused

The Clerk announced that Supervisors Kennedy and Ward requested to be excused from attending today's meeting.

Supervisor Nelder, seconded by Supervisor Hongisto, moved to excuse Supervisors Kennedy and Ward from attendance.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder - 7.

Absent: Supervisors Hsieh, Kennedy, Walker, Ward - 4.

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Presentation of Guests

Supervisor Gonzalez introduced and welcomed two San Francisco Forty Niners, Mr. Eric Wright, corner back and Mr. Keena Turner, outside line backer, who are participating in a fund raising event in order to purchase gym equipment for young residents of the San Francisco Housing Authority.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$220,000 for communication equipment and rescinding \$220,000 from Permanent Salaries - Miscellaneous, Police Department for fiscal year 1989-90. (Controller)

File 101-89-85, Ordinance No. 83-90

Finally passed.

[Sale of Easement]

Ordinance authorizing sale of a 13 foot wide easement over San Andreas pipeline right of way located in Colma in San Mateo County to the town of Colma for sidewalk and public street purposes. (Real Estate Department)

File 82-90-2, Ordinance No. 90-80

Finally passed.

[Sale of Surplus Property]

Ordinance authorizing sale of surplus City-owned real property (Lot 37, Block 805, remainder from the widening of Webster Street); and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 96-90-1, Ordinance No. 89-90

Finally passed.

[Membership]

Ordinance amending Administrative Code, adding two organizations to

Monday, March 5, 1990

the membership list of the Office of the Controller (The Association of Health Care Internal Auditors, Inc. and County Auditors Association of California). (Controller)

File 97-90-4, Ordinance No. 88-90

(Amends Section 16.6-12.)

Finally passed.

Recommendations of Governmental Operations Committee

Finally Passed

[Ratifying Civil Service Rule 22 Amendment]
Ordinance amending Administrative Code, providing for the ratification of an amendment to Civil Service Rule 22, Leaves of Absence, allowing registered nurses to agree by a Memorandum of Understanding to earn and use sick leave pay at a rate of one and one-half times the normal rate. (Civil Service Commission)

File 97-89-39, Ordinance No. 87-90

(Amends Section 16.17.)

Finally passed.

[Nurses' Vacation Benefits]
Ordinance amending Ordinance No. 15-89, uncodified, providing for the award of vacation benefits at one and one-half times the ordinary rate for Class 2320 Registered Nurses who work an extraordinary schedule, by allowing the City and these nurses to agree by a Memorandum of Understanding to provide for these vacation benefits, and by extending the automatic termination date of this special provision to April 30, 1992. (Department of Public Health)

File 103-90-1, Ordinance No. 86-90

Finally passed.

[Recycling Center Permit]
Ordinance approving a permit for continuation of operating a neighborhood recycling center outside of Kezar Stadium Press Parking Area at the corner of Arguello Boulevard and Frederick Street. (Recreation and Park Department)

File 193-90-2, Ordinance No. 85-90

Finally passed.

Adopted

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Substance Abuse Services, to accept and expend a grant subvention up to the amount of \$40,479 from the State of California, Department of Alcohol and Drug programs for vocational rehabilitation services for the term July 1, 1989 through June 30, 1990. (Mayor)

File 146-90-17, Resolution No. 161-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder - 7.

Absent: Supervisors Hsieh, Kennedy, Walker, Ward - 4.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Governmental Operations Committee

Finally Passed

[P.O.S.T. Reimbursement, D.A. Investigators]
Ordinance amending Administrative Code, relating to peace officer training, authorizing application for state aid for the training of investigators of the District Attorney's office bestowed by the California Commission on Peace Officer Standards and Training. (Supervisors Nelder, Alioto)

File 97-89-53, Ordinance No. 84-90

(Amends Section 16.9-27.)

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder - 7.

Absent: Supervisors Hsieh, Kennedy, Walker, Ward - 4.

NEW BUSINESS

Recommendations of Governmental Operations Committee

Adopted

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Freight Checkers, Clerical Employees and Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B). (Employee Relations Division)

File 93-90-4, Resolution No. 162-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder - 7.

Absent: Supervisors Hsieh, Kennedy, Walker, Ward - 4.

[Jurisdictional Transfer]

Resolution transferring jurisdiction from the Department of Public Works to the Municipal Railway Department of a portion of vacated former Alabama Street for use in conjunction with the William H. Scott Maintenance Facility; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 199-90-1, Resolution No. 163-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder - 7.

Absent: Supervisors Hsieh, Kennedy, Walker, Ward - 4.

Recommendations of Land Use Committee

Passed for Second Reading

[Zoning Change - 8 Orizaba Avenue]

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of property located at 8 Orizaba Avenue, Lot 45, in Assessor's Block 7155 from a P (Public Use) District to an RH-1 (House, One Family) District; and adopting findings pursuant to City Planning Code Section 101.1. (Department of City Planning)

File 36-90-1, Resolution No.

(Categorically exempt from environmental review.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder - 7.

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Absent: Supervisors Hsieh, Kennedy, Walker, Ward - 4.

Consideration Continued

[Final Environmental Impact Report]

Resolution adopting Final Environmental Impact Report and findings of overriding circumstances and beneficial effects in adopting the South of Market Zoning Controls despite potential for significant cumulative transportation and air quality environmental impacts and localized seismic safety impacts, and adopting and incorporating findings of the Final Environmental Impact Report. (Supervisor Maher)

File 36-90-2, Resolution No.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to March 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder - 7.

Absent: Supervisors Hsieh, Kennedy, Walker, Ward - 4.

[South of Market Zoning Controls]

Ordinance adopting changes in property use and height and bulk classification by amending the Zoning Map of the City and County for area generally bounded by Mission Street, Duboce Avenue/Thirteenth/Division Street, Townsend Street and First Street, excluding the area of Yerba Buena Center to reclassify portions of the property therein from RH-2, RH-3, RM-2, RC-2, RC-3, C-3-G, C-3-S, C-M, M-1 and M-2 to either Residential Enclave District (RED), South Park District (SPD), Residential/Service District (RSD), Service/Light Industrial/Residential District (SLR), Service/Light Industrial District (SLI), Service/Secondary Office District (SSO) or Public District (P), and to reclassify height and bulk districts within the same area from 40-X, 50-X, 80-E, 80-K, 88-K, 90-X, 105-F, 105-J, 120-F, 130-F, 130-G, 130-L, 150-S, 160-F, 160-M, and 180-S to either O.S, 40-X, 50-X, 65-X, 85-X, 40-X/85-C or 130-E. (Supervisor Maher)

File 36-90-2.1, Ordinance No.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to March 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Absent: Supervisors Kennedy, Walker, Ward - 3.

Consideration Continued with Pending Amendment

[South of Market Zoning Controls]

Ordinance amending the City Planning Code by adopting findings concerning priority policies; to create new zoning districts called the residential enclave district, the south park district, the residential/service district, the service/light industrial/residential district, the service/light industrial district and the service/secondary office district; identify a South of Market base district, South of Market special general advertising sign district, South of Market special hall of justice legal services district and an extended preservation district; define South of Market use categories, modifying in part the mixed use categories effective in Chinatown districts; set forth the permitted, conditional, accessory, temporary and prohibited uses and other limits and requirements, including parking and open space requirements, in South of Market districts; create new use categories called design professional and nighttime entertainment activity; limit the demolition or conversion of South of Market group housing and dwelling units to non-residential use; prohibit the conversion of group housing or dwelling units to live/work use within South of Market districts; exempt live/work units, child care facilities and cultural facilities from floor area limits in South of Market districts and provide related, additional enforcement provisions; establish freight loading and other standards, with exceptions, for nighttime entertainment uses; establish freight loading requirements for live/work use in South of Market districts; allow a greater height limit, subject to conditions, for affordable housing and live/work units in one South of Market sub-district; allow dwelling units affordable to low-income households as a conditional use in one South of Market sub-district; require residential development in a three to one ratio to permitted commercial development in one South of Market sub-district with provisions for alternative means to satisfy this requirement; establish procedures for administrative review and modification of certain requirements by the zoning administrator; establish procedures for consent calendar approval or disapproval by the City Planning Commission for conditional use applications in South of Market districts; require transportation programs for office uses in South of Market districts; allow participation in a parking management program for certain South of market uses as a means of satisfying an off-street parking requirement; modify certain nonconforming use provisions with respect to specified uses in South of Market districts; allow additional temporary uses in South of Market districts; require screening of rooftop parking facilities; establish off-street parking standards for bars, architects, engineers and other design professionals; specify the method of calculating parking requirements for multi-use buildings; allow for seismic safety upgrading in nonconforming use structures without regard to cost; specify social services as a use category; establish regulations for signs in South of Market Districts; exempt certain informational signs and South of Market murals from sign controls; allow large general advertising signs and multiple general advertising signs within special sign districts; repeal expired South of Market and Mid Market Special Use Districts; regulate previously designated significant and contributory buildings in one

(Continued)

Monday, March 5, 1990

South of Market District; and establish "good neighbor" conditions as zoning standards for nighttime entertainment activities and for programs serving indigent transient and homeless populations in South of Market Districts; and adopting findings pursuant to City Planning Code Section 101.1; companion to Files 36-90-2, 36-90-2.1. (Supervisor Maher)

File 115-90-2, Ordinance No.

(Amends existing Sections 102.5 and 102.9; Adds a new Section 102.17, Renumbers existing Sections 102.17 through 102.27 and, where those sections are cross-referenced in other Code Sections, restating the cross-references; Adds Sections 135.3, 205.3, 263.11, 803.3, 803.4, 803.5, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 890.7, 890.9, 890.11, 890.12, 890.19, 890.23, 890.25, 890.28, 890.38, 890.69, 890.70, 890.111, 890.131 and 890.132; Renumbers existing Sections 152.5, 890.12, 890.19, 890.20, 890.26, and 890.70; Deletes Sections 246 and 249; and Amends Sections 124, 128, 134, 135, 136, 136.1, 140, 141, 143, 147, 151, 152, 152.5, 153, 154, 155, 156, 161, 163, 172, 178, 180, 181, 182, 185, 186, 201, 202, 204.4, 205, 206, 207, 207.1, 207.5, 208, 209.3, 210, 217, 221, 233, 234.2, 260, 301, 303, 304, 306.2, 307, 316, 316.2, 603, 606, 607.2, 608.1, 790, 790.56, 801, 802.1, 802.2, 803, 803.1, 803.2, 809, 810, 811, 812, 890, 890.8, 890.10, 890.37, 890.54, 890.56, 890.106, 890.108, 890.110, 890.112, 890.114, 890.116, and 890.124.)

Supervisor Maher, seconded by Supervisor Hsieh, moved an amendment of the whole which contains technical corrections and adds new Section 899 relating to exemptions.

Clerk to refer pending amendment of the whole to City Planning.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to March 12, 1990 with pending amendment of the whole.

Motion to continue with pending amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Absent: Supervisors Kennedy, Walker, Ward - 3.

Consideration Continued

[Zoning Text Amendment]

Ordinance amending City Planning Code, designating the South End Historic District; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Maher)

File 115-90-3, Ordinance No.

(Adds Appendix I.)

Monday, March 5, 1990

(This proposed historic district includes certain properties located within the Rincon Point/South Beach Redevelopment Agency District as well as the proposed South of Market Plan Boundaries.)

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to March 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Absent: Supervisors Kennedy, Walker, Ward - 3.

Consideration Continued with Pending Amendment

[Survey Area - South of Market]

Resolution designating and describing a survey area within the City and County pursuant to the California Community Redevelopment Law (South of Market). (Supervisors Walker and Alioto)

File 185-90-1, Resolution No.

Supervisor Alioto, seconded by Supervisor Nelder, moved an amendment of the whole bearing same title as above.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration with pending amendment of the whole to March 12, 1990.

Motion to continue with pending amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Absent: Supervisors Kennedy, Walker, Ward - 3.

Called from Human Services Committee By Supervisor Nelder

Consideration Continued

[MSG and HVP Notice]

Ordinance amending Health Code, requiring restaurants to disclose the use of monosodium glutamate and hydrolyzed vegetable protein. (Supervisors Nelder, Alioto)

File 118-89-6, Ordinance No.

(Adds Section 470.)

Supervisor Hsieh, seconded by Supervisor Gonzalez, moved to continue consideration to March 12, 1990.

Motion to continue adopted by the following vote:

Monday, March 5, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher - 6.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hongisto, Kennedy, Walker, Ward - 4.

Request Granted

Supervisor Alioto requested Clerk to send letter to Small Business Advisory Commission advising them the Board has continued the matter requiring restaurants to disclose the use of monosodium glutamate and hydrolyzed vegetable protein to March 12, 1990 and requesting the Commission submit its report on the survey being conducted by them regarding this subject by that date.

No objection and Clerk directed to comply.

From Clerk of the Board

Adopted

[Condominium Project]

Motion approving final map of 2261 Bush Street, a condominium, being a resubdivision of Lot 22 in Assessor's Block 678; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-5

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Hongisto, Kennedy, Walker, Ward - 4.

[Initiative Charter Amendment]

Motion ordering submitted to the electorate at the Municipal Election to be held in the City and County on Tuesday, June 5, 1990, the proposed initiative charter amendment regarding minimum staffing levels for the Fire Department.

File 60-90-6

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Hongisto, Kennedy, Walker, Ward - 4.

Monday, March 5, 1990

SPECIAL ORDER - 3:00 P.M.

Consideration Continued

[Public Hearing]

Hearing of appeal from the decision of the City Planning Commission by its Resolution No. 11788, dated November 9, 1989, disapproving designation of the Willis Polk/Florence M. and John W. Procter Sea Cliff Historic District at 9, 25, 45 Scenic Way, 60-26th Avenue and 79-25th Avenue as an Historic District pursuant to Article 10 of the City Planning Code.

File 90-90-1

(Appeal filed November 28, 1989.)

President Britt announced receipt of letter dated March 5, 1990, from Landmarks Preservation Advisory Board requesting continuance for one week due to absence of Supervisors at today's hearing.

The President inquired if there were anyone present who wished to testify who cannot return next week.

The following person was sworn in and granted privilege of the floor:

Grace Perkins.

The President then declared the hearing closed.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to March 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Absent: Supervisors Kennedy, Walker, Ward - 3.

From the Clerk

Consideration Continued

(Only one of the following two motions should be adopted.)

[Landmark Appeal]

Motion approving decision of City Planning Commission by its Resolution No. 11788, disapproving designation of the Willis

Polk/Florence M. and John W. Procter Sea Cliff Historic District at 9, 25, 45 Scenic Way, 60-26th Avenue and 79-25th Avenue as an Historic District pursuant to Article 10 of the City Planning Code.

File 90-90-1.1

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to March 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Absent: Supervisors Kennedy, Walker, Ward - 3.

[Landmark Appeal]

Motion disapproving decision of City Planning Commission by its Resolution No. 11788, disapproving designation of the Willis Polk/Florence M. and John W. Procter Sea Cliff Historic District at 9, 25, 45 Scenic Way, 60-26th Avenue and 79-25th Avenue as an Historic District pursuant to Article 10 of the City Planning Code.

File 90-90-1.2

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to March 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Absent: Supervisors Kennedy, Walker, Ward - 3.

[Landmark]

Ordinance amending City Planning Code, designating the Willis Polk/Florence M. and John W. Procter Sea Cliff Historic District.

File 90-90-1.3, Ordinance No.

(Adds Appendix J.)

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to March 12, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Absent: Supervisors Kennedy, Walker, Ward - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John O'Brien;
Dehnert Queen;
Ace Washington;
Jan Allen;
David Wiles;
Lee Cole.

Requests Granted

Supervisor Nelder requested the Clerk to investigate feasibility of developing hotline for tenants of Housing Authority to call at the Board of Supervisors to lodge complaints, that such complaints be communicated to the Housing Authority and that hearings be called on any such complaints on a regular basis.

Supervisor Gonzalez requested letter be sent to Housing Authority Commissioners expressing disapproval of the behavior of the Executive Director at a recent committee hearing held by the Board of Supervisors and indicating under Charter Section 2.400 the Board may inquire into matters affecting the conduct of any department or office of the City and County and if need be, may invoke its subpoena power.

No objection and Clerk directed to comply.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-10, Resolution No. 167-90

(Harry G. Britt, President, Board of Supervisors, March 8 - 11;
Doris M. Ward, member, Board of Supervisors, March 2 - 5; Donald
R. Stephens, member, Airports Commission, February 22 - 25 and
March 4 - 8, 1990.)

The foregoing item on the Immediate Adoption Calendar was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher,
Nelder - 6.

Absent: Supervisors Hongisto, Hsieh, Kennedy, Walker, Ward - 5.

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OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Called Out of Committee

[Seismic Safety]

Ordinance amending Building Code by adding Section 104(h) to establish minimum seismic safety requirements for repair or partial reconstruction of certain earthquake-damaged buildings that are located in special soils areas; findings pursuant to California Health and Safety Code Section 17958.5.

File 114-90-2

Supervisor Alioto, seconded by Supervisor Nelder, moved to call the above subject legislation from Economic and Social Policy Committee for consideration by the Board of Supervisors on March 12, 1990.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Absent: Supervisors Kennedy, Walker, Ward - .3.

Referred to Committee

[Quitclaim Deed]

Draft ordinance authorizing and directing execution of quitclaim deed by City and County to Unified School District, a political subdivision of the State of California for the Galileo High School site. (Supervisor Maher presented.) Referred to Finance Committee.

File 203-90-1

[State Legislation]

Resolution endorsing SB 1853, a measure amending the Brown Act to include any committee on which a member of a legislative body serves and urging the State Legislature to amend existing State law regulating open meetings of State agencies in a comparable manner, by requiring open meetings of any committee created to formulate legislation for consideration by the State Legislature on which a member of the State Legislature serves. (Supervisor Britt presented.) Referred to Administration and Oversight Committee.

File 12-90-6

Adopted

Monday, March 5, 1990

[State Legislation]

Resolution supporting SB 1564 which amends the State kidnapping laws to provide a greater deterrent to the kidnapping of children and urging the Mayor to direct the City's lobbyist to urge the State Legislature to pass SB 1564.

File 12-90-7, Resolution No. 165-90

Supervisors Gonzalez and Alioto presented for immediate adoption.

Supervisor Gonzalez, seconded by Supervisor Alioto, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Absent: Supervisors Kennedy, Walker, Ward - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder - 6.

Absent: Supervisors Hongisto, Hsieh, Kennedy, Walker, Ward - 5.

[Travel Restrictions - Dangerous Contagious Diseases]

Resolution urging Congress and the Bush Administration to review and revise the list of dangerous contagious diseases used to restrict entry into the United States; urging that swift action be taken to lift the travel restrictions prior to the Sixth International AIDS Conference in June of 1990. (Supervisor Alioto presented.) Adopted.

File 13-90-7, Resolution No. 164-90

Supervisor Alioto presented for immediate adoption.

Supervisor Alioto, seconded by Supervisor Hongisto, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Absent: Supervisors Kennedy, Walker, Ward - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder - 6.

Absent: Supervisors Hongisto, Hsieh, Kennedy, Walker, Ward - 5.

[Street Closing]

Resolution authorizing temporary closing of portion of Broadway, between Baker and Broderick Streets, from 8:00 p.m., Friday, March 9, 1990, to 2:00 a.m., Saturday, March 10, 1990, for a block party.

File 42-90-5, Resolution No. 166-90

Supervisor Nelder presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Alioto, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder - 6.

Absent: Supervisors Hongisto, Hsieh, Kennedy, Walker, Ward - 5.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Nelder - 6.

Absent: Supervisors Hongisto, Hsieh, Kennedy, Walker, Ward - 5.

Referred to Committee

[Proposition 111 and 108]

Resolution declaring the Board of Supervisors' support for passage of Proposition 111, the Traffic Congestion Relief and Spending Limitation Act of 1990 and Proposition 108, the Passenger Rail and Clean Air Bond Act of 1990, on the June 5, 1990 ballot. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee.

File 60-90-7

Requests for Hearings

File 225-89-2, By Supervisor Britt: To consider ballot argument concerning establishment of a Human Rights Commission. Referred to Administration and Oversight Committee.

File 283-89-2, By Supervisor Britt: To consider ballot argument

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concerning seven member commission. Referred to Administration and Oversight Committee.

File 286-89-2, By Supervisor Britt: To consider ballot argument concerning graffiti clean-up fund ordinance. Referred to Administration and Oversight Committee.

File 290-89-2, By Supervisor Britt: To consider ballot argument concerning fire department work week. Referred to Administration and Oversight Committee.

File 298-89-2, By Supervisor Hongisto: To consider ballot argument supporting commission gender composition. Referred to Administration and Oversight Committee.

File 299-89-2, By Supervisor Hongisto: To consider ballot argument supporting commissioner residency requirement. Referred to Administration and Oversight Committee.

File 300-89-2, By Supervisor Hongisto: To consider ballot argument in favor of fire inspector and engineer retirement benefits. Referred to Administration and Oversight Committee.

File 60-90-2.1 By Supervisor Britt: To consider ballot argument concerning two-term limit for supervisors. Referred to Administration and Oversight Committee.

File 60-90-3.1 By Supervisor Britt: To consider ballot argument concerning public safety improvement bonds. Referred to Finance Committee.

File 60-90-6.1 By Supervisor Britt: To consider ballot argument concerning fire department staffing and station closing procedures. Referred to Administration and Oversight Committee.

File 60-90-8 By Supervisor Britt: To consider ballot argument concerning legalization of hypodermic syringes. Referred to Administration and Oversight Committee.

File 60-90-9 By Supervisor Britt: To consider ballot argument concerning school earthquake safety special tax district. Referred to Finance Committee.

File 60-90-10 By Supervisor Britt: To consider ballot arguments concerning June 5, 1990 ballot measures. Referred to Administration and Oversight Committee.

File 97-90-9, By Supervisor Britt: To consider amending or repealing Administrative Code Sections 5.5 through 5.11, relating to the State Legislation Committee, to make the Board of Supervisors the sole body to make recommendations for endorsement, opposition or neutrality regarding pending State legislation. Referred to Administration and Oversight Committee.

File 100-90-3, By Supervisor Alioto: To consider a children's budget for San Francisco. Referred to Finance Committee.

File 115-90-4, By Supervisor Maher: To consider extending the April 12, 1990 deadline for bringing properties into compliance with Sections 179-180 of the City Planning Code (uses, nonconforming uses, noncomplying structures and substandard lots of record located in neighborhood commercial districts). Referred to Economic and Social Policy Committee.

File 181-90-2 By Supervisor Nelder: To consider ballot argument supporting employment of retired teachers. Referred to Administration and Oversight Committee.

File 186-90-2 By Supervisor Britt: To consider ballot arguments concerning former supervisor health benefits. Referred to Administration and Oversight Committee.

File 204-90-1, By Supervisor Gonzalez: To consider plans and strategies developed by the Mayor and City departments to alleviate the housing crisis and the production of housing units for low and middle income persons. Referred to Economic and Social Policy Committee.

File 206-90-1, By Supervisor Nelder: To consider developing a hotline for tenants of Housing Authority to call at the Board of Supervisors to lodge complaints, that such complaints be communicated to the Housing Authority and that hearings be called on any such complaints on a regular basis. Referred to City Services Committee.

File 303-89-2, By Supervisor Britt: To consider ballot argument concerning equipment lease purchasing. Referred to Administration and Oversight Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hsieh, that letters be sent to the Port Commission and Director of Port requesting response to the following questions within two weeks:

What is the extent of structural damage to Pier 45 as a result of the October 17, 1989 earthquake;

When does the Port expect to hear from the Federal Emergency Management Agency (FEMA) and the State Office of Emergency Services (OES) regarding the total amount of emergency repair reimbursements for Pier 45 for which the City is eligible;

What is the estimated completion date for structural repairs to Pier 45;

Is the maintenance of commercial fishing, fish handling and fish industries still the priority in the development of Fisherman's Wharf, as stated by the Honorable Mayor Art Agnos and the Director of the Port;

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What efforts have been undertaken to restore commercial fishing operations at Pier 45 to their pre-earthquake level;

How do plans for the development of the Fisherman's Wharf Seafood Center Project at Pier 45 impact commercial fishing and fishing handling industries that were operational up until the October 17, 1989 earthquake;

A short term lease of facilities at Pier 28 was offered to the displaced businesses but was unacceptable due to the Pier's proximity to residential housing development and the fact that a short term lease would not allow the fishermen to recapture costs incurred in the relocation. In light of this, why has the Port refused to offer the fishermen a long term lease at Pier 54; and

What interim and long term actions are being taken to help relocate fishing industry displaced by the earthquake in the event that Pier 54 is unavailable.

By Supervisor Maher, that letter of inquiry be sent to the Port Commission and Director of Port expressing the Board's concern relative to what steps are being taken to assure the continued commercial viability of Long's Fish Company and job security for hundreds of Vietnamese fisherman by either finding them a suitable place to relocate with conditions that are mutually acceptable or allow them to continue to use Pier 45.

By Supervisor Maher, that City Attorney prepare appropriate legislation extending the April 12, 1990 deadline for bringing properties into compliance with Sections 179-180 of the City Planning Code (uses, nonconforming uses, noncomplying structures and substandard lots of record located in neighborhood commercial districts).

By Supervisor Nelder, that letter be sent to General Manager, Water Department, with the following inquiries:

At what point throughout the City does the Water Department test for THMs; please supply list;

What levels of THMs have been detected at each site in the last two years, indicating the levels on each testing date;

At what point throughout the City is chlorine added to the water and which reservoir (tank) system that water feeds into after chlorination; and

What is the average number of THMs reported as the City average for the last two years.

By Supervisor Gonzalez, that City Attorney draft resolution endorsing the World Cup Task Force '94 in their efforts to bring the 1994 World Cup Soccer matches to the Bay Area and urging the Mayor and the Board of Supervisors to implement the necessary steps to submit a bid in December 1990, so that Candlestick Park may serve as a host site and urging the City of Palo Alto to work in conjunction with the City so that Stanford Stadium may also serve as a host.

By Supervisor Gonzalez, that letter be sent to Agency Secretary; Business, Transportation and Housing Agency, concerning closure of the truck weigh scales located on Highway 101 in the Brisbane/South San Francisco area and urging the agency to reopen this service at this site.

By Supervisor Gonzalez, that letter be sent to Chief of Police transmitting copy of correspondence concerning increased panhandlers in the blocks of Sutter, Montgomery, Grant, Powell Street and inquiring whether plans will be launched to provide more officers in the area during the day and night time.

Announcement

Pursuant to recent rule change, President Britt announced the following committee assignments effective March 1, 1990. (First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair, of the Committee.):

Finance

Supervisors Walker, Maher, Hallinan

Administration and Oversight

Supervisors Britt, Hallinan, Hsieh

City Services

Supervisors Alioto, Hongisto, Nelder

Economic and Social Policy

Supervisors Ward, Gonzalez, Kennedy

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Richard Curtis (Supervisor Britt)

File 2-90-10

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:47 p.m. adjourned.

John L. Taylor, Clerk

Monday, March 5, 1990

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 30, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



Monday, March 17, 1900

Journal of Proceedings Board of Supervisors

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Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, March 12, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker - 7.

Noted absent at first roll call:

Supervisors Alioto, Hsieh, Nelder, Ward - 4.

Quorum present.

Supervisor Alioto was noted present at 2:11 p.m.

Supervisor Hsieh was noted present at 2:15 p.m.

Supervisor Nelder was noted present at 2:11 p.m.

Supervisor Ward was noted present at 2:15 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Nelder, moved that the Journal of Proceedings for Monday, October 23, 1989, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hsieh, Ward - 2.

Monday, March 12, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$18,000, Parking Authority, for professional services (financial advisor), for fiscal year 1989-90. (Controller)

File 101-89-90, Ordinance No.

Passed for second reading.

[Government Funding]

Ordinance appropriating \$2,000, Municipal Court, for replenishment of Revolving Fund for cash shortage and rescinding \$2,000 from permanent salaries, for fiscal year 1989-90. (Controller)

File 101-89-91, Ordinance No.

Passed for second reading.

Recommendation of Land Use Committee

Finally Passed

[Zoning Change - 8 Orizaba Avenue]

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of property located at 8 Orizaba Avenue, Lot 45, in Assessor's Block 7155 from a P (Public Use) District to an RH-1 (House, One Family) District; and adopting findings pursuant to City Planning Code Section 101.1. (Department of City Planning)

File 36-90-1, Ordinance No. 91-90

(Categorically exempt from environmental review.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hsieh, Ward - 2.

Monday, March 12, 1990

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Finance Committee

Refused Adoption

[Alcohol Tax]

Resolution supporting the Alcohol Tax Initiative of 1990.
(Supervisor Britt)

File 12-89-24, Resolution No.

Supervisor Hsieh has been excused by previous action of the Board of Supervisors. (See Journal of Proceedings February 26, 1990.)

Refused adoption by the following vote:

Ayes: Supervisors Alioto, Britt, Kennedy, Walker - 4.

Noes: Supervisors Gonzalez, Hallinan, Hongisto, Maher, Nelder, Ward - 6.

Excused: Supervisor Hsieh - 1.

Recommendations of Land Use Committee

Adopted

[Final Environmental Impact Report]

Resolution adopting Final Environmental Impact Report and findings of overriding circumstances and beneficial effects in adopting the South of Market Zoning Controls despite potential for significant cumulative transportation and air quality environmental impacts and localized seismic safety impacts, and adopting and incorporating findings of the Final Environmental Impact Report. (Supervisor Maher)

File 36-90-2, Resolution No. 178-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Passed for Second Reading as Amended

[South of Market Zoning Controls]

Ordinance adopting changes in property use and height and bulk classification by amending the Zoning Map of the City

Monday, March 12, 1990

and County for area generally bounded by Mission Street, Duboce Avenue/Thirteenth/Division Street, Townsend Street and First Street, excluding the area of Yerba Buena Center to reclassify portions of the property therein from RH-2, RH-3, RM-2, RC-2, RC-3, C-3-G, C-3-S, C-M, M-1 and M-2 to either Residential Enclave District (RED), South Park District (SPD), Residential/Service District (RSD), Service/Light Industrial/Residential District (SLR), Service/Light Industrial District (SLI), Service/Secondary Office District (SSO) or Public District (P), and to reclassify height and bulk districts within the same area from 40-X, 50-X, 80-E, 80-K, 88-K, 90-X, 105-F, 105-J, 120-F, 130-F, 130-G, 130-L, 150-S, 160-F, 160-M, and 180-S to either O.S, 40-X, 50-X, 65-X, 85-X, 40-X/85-C or 130-E; adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Maher)

File 36-90-2.1. Ordinance No.

Supervisor Ward, seconded by Supervisor Maher, moved to amend by adding "Section 15. The Board of Supervisors adopts findings of consistency with Section 101.1 of the City Planning Code, as set forth in City Planning Commission Resolution No. 11868, dated February 15, 1990, contained in Board of Supervisors File 36-90-2.1, and incorporates said findings by reference herein."; title to be amended accordingly.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[South of Market Zoning Controls]
Ordinance amending the City Planning Code by adopting findings concerning priority policies; to create new zoning districts called the residential enclave district, the south park district, the residential/service district, the service/light industrial/residential district, the service/light industrial district and the service/secondary office district; identify a South of Market base district, South of Market special general advertising sign district, South of Market special hall of justice legal services district and an extended preservation district; define South of Market use categories, modifying in part the mixed use categories effective in Chinatown districts; set forth the permitted, conditional, accessory, temporary and prohibited uses and other limits and requirements, including parking and open space requirements, in South of Market districts; create new use categories called design professional and nighttime entertainment activity; limit the demolition or conversion of South of Market group housing and dwelling units to non-residential use; prohibit the conversion of group housing or dwelling units to live/work use within South of Market districts; exempt live/work units, child care

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facilities and cultural facilities from floor area limits in South of Market districts and provide related, additional enforcement provisions; establish freight loading and other standards, with exceptions, for nighttime entertainment uses; establish freight loading requirements for live/work use in South of Market districts; allow a greater height limit, subject to conditions, for affordable housing and live/work units in one South of Market sub-district; allow dwelling units affordable to low-income households as a conditional use in one South of Market sub-district; require residential development in a three to one ratio to permitted commercial development in one South of Market sub-district with provisions for alternative means to satisfy this requirement; establish procedures for administrative review and modification of certain requirements by the zoning administrator; establish procedures for consent calendar approval or disapproval by the City Planning Commission for conditional use applications in South of Market districts; require transportation programs for office uses in South of Market districts; allow participation in a parking management program for certain South of market uses as a means of satisfying an off-street parking requirement; modify certain nonconforming use provisions with respect to specified uses in South of Market districts; allow additional temporary uses in South of Market districts; specify the method of calculating accessory use square footage for principal use firms occupying multiple lots within the same general area; require screening of rooftop parking facilities; establish off-street parking standards for bars, architects, engineers and other design professionals; specify the method of calculating parking requirements for multi-use buildings; allow for seismic safety upgrading in nonconforming use structures without regard to cost; specify social services as a use category; establish regulations for signs in South of Market Districts; exempt certain informational signs and South of Market murals from sign controls; allow large general advertising signs and multiple general advertising signs within special sign districts; repeal expired South of Market and Mid Market Special Use Districts; regulate previously designated significant and contributory buildings in one South of Market District; and establish "good neighbor" conditions as zoning standards for nighttime entertainment activities and for programs serving indigent transient and homeless populations in South of Market Districts; and adopting findings pursuant to City Planning Code Section 101.1; companion to Files 36-90-2, 36-90-2.1. (Supervisor Maher)

File 115-90-2, Ordinance No.

(Amends existing Sections 102.5 and 102.9; Adds a new Section 102.17. Renumbers existing Sections 102.17 through 102.27 and, where those sections are cross-referenced in other code sections, restating the cross-references; Adds Sections 135.3, 175.6, 205.3, 263.11, 803.3, 803.4, 803.5, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 890.7, 890.9, 890.11, 890.12, 890.19, 890.23, 890.25, 890.28, 890.38, 890.69, 890.70, 890.111, 890.131 and 890.132; Renumbers existing Sections 152.5, 890.12, 890.19, 890.20, ((890.26,)) and 890.70; Deletes Sections 246 and 249; and Amends Sections 124, 128, 134, 135, 136, 136.1, 140, 141, 143, 147, 151, 152, 152.5, 153, 154, 155, 156, 161, 163, 172, 178, 180, 181, 182, 185, 186, 201, 202, 204.4, 205, 206, 207, 207.1,

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207.5, 208, 209.3, 210, 217, 221, 233, 234.2, 260, 301, 303, 304, 306.2, 307, 316, 316.2, 603, 606, 607.2, 608.1, 790, 790.56, 801, 802.1, 802.2, 803, 803.1, 803.2, 809, 810, 811, 812, 890, 890.8, 890.10, 890.37, 890.54, 890.56, 890.106, 890.108, 890.110, 890.112, 890.114, 890.116, and 890.124.)

(March 5, 1990 - Consideration continued to March 12, 1990; with pending amendment of the whole.)

Pending amendment of the whole as shown above adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Supervisor Kennedy, seconded by Supervisor Nelder, moved to amend "to allow office uses on the second floor and above, limited to 3,000 square feet per use, and further limited to a maximum of 50 percent of the building on the second floor and above".

After a period of discussion, there being no objection, on motion by Supervisor Nelder, seconded by Supervisor Kennedy, pending amendment further amended as follows: "to further limit expansion to businesses which exist in the South of Market area and if they expand to spaces in the same building where they exist, as a matter of right, as of the date this legislation is passed".

In response to Supervisor Walker's inquiry, Deputy City Attorney Ted Lakey stated that if the Board of Supervisors accepts the amendment with or without conditional use process, subject legislation must be referred back to the City Planning Department.

After a period of discussion, Supervisor Maher, seconded by Supervisors Walker and Ward, moved the previous question.

The Clerk then stated, "Shall the previous question be now put?"

Motion refused adoption by the following vote:

Ayes: Supervisors Britt, Hallinan, Hongisto, Maher, Walker, Ward - 6.

Noes: Supervisors Alioto, Gonzalez, Hsieh, Kennedy, Nelder - 5.

After another period of discussion, Supervisor Maher, seconded by Supervisors Ward and Gonzalez, moved the previous question.

The Clerk then stated, "Shall the previous question be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

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Upon request, Deputy City Attorney Ted Lakey stated the pending amendment as follows: "Section 181(g) An office use existing within the South of Market RSD, SLR and SCI on the effective date of this amendment may be enlarged, intensified, extended or expanded within the same structure or within a structure on an adjacent lot or lots for the use of the occupant of the office use on the effective date of this amendment provided that: (1) The enlargement, intensification, extension or expansion in a structure on an adjacent lot or lots is approved as a conditional use pursuant to Sections 303 and 316 of this code; (2) the use as a whole meets the requirements of this code which would apply if the use were a permitted one; (3) the provisions of Sections 320-322 of this code are satisfied, and (4) upon vacation of the space by the existing occupant on the effective date of this amendment, the expanded space may only be occupied by a principal use permitted in the District."

Supervisor Nelder stated it was not her intention that expansion be subject to conditional use process, only when it moves to an adjacent building. The motion is "to allow existing businesses to expand on site as a matter of right and to expand to adjacent property as a matter of conditional use. When existing business ceases to be at that site, property reverts to its previous use."

The roll was called on that motion and it was refused adoption by the following vote:

Ayes: Supervisors Alioto, Kennedy, Nelder - 3.

Noes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker, Ward - 8.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker, Ward - 9.

Noes: Supervisors Kennedy, Nelder - 2.

Passed for Second Reading

[Zoning Text Amendment]
Ordinance amending City Planning Code, designating the South End Historic District; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Maher)

File 115-90-3, Ordinance No.

(Adds Appendix I.)

(This proposed historic district includes certain properties located within the Rincon Point/South Beach Redevelopment Agency District as well as the proposed South of Market Plan Boundaries.)

Passed for second reading by the following vote:

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Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Adopted as Amended

[Survey Area - South of Market]
Resolution designating and describing a survey area within the City and County pursuant to the California Community Redevelopment Law (South of Market). (Supervisors Walker and Alioto)

File 185-90-1, Resolution No. 177-90

(March 5, 1990 - Consideration continued to March 12, 1990;
with pending amendment of the whole bearing
same title.)

Pending amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Recommendations of Rules Committee

Adopted as Amended

[Policy Staff]
Motion directing the Clerk of the Board of Supervisors to seek a supplemental appropriation and to take other steps necessary to employ professional policy staff for the Board of Supervisors and its new committee structure. (Rules Committee)

File 56-90-1.1

Appointment of President Pro Tempore

At the request of the President, Supervisor Walker assumed the Chair so the President could participate in the debate from the floor.

Supervisor Britt, seconded by Supervisor Hongisto, moved an amendment of the whole which indicates on page two, second paragraph, the amount of \$18,990 required for the remainder of fiscal year 1989-90 to obtain policy staff.

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Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Noes: Supervisors Hsieh, Kennedy, Nelder - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker, Ward - 7.

Noes: Supervisors Hsieh, Kennedy, Maher, Nelder - 4.

Request Granted

Because contention has been made that the new Board Committee structure and addition of policy analysis staff would result in less committee work for the Budget Analyst and allow reductions to the contractual services performed by the Budget Analyst, Supervisors Ward and Gonzalez, seconded by Supervisor Kennedy, moved that the Clerk of the Board be directed not to reduce the Budget Analyst contract now or in the future and to direct the Budget Analyst to apply any increased staff availability, if decrease in committee workload actually occurs, to the performance of management audits and special reports requested by the Board of Supervisors.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Clerk directed to comply.

Question Divided; Amended; Adopted as Amended

(Supervisor Kennedy dissenting in Committee.)

[Budget]

Motion authorizing and directing the Clerk of the Board to file with the Controller the budget estimates for fiscal year 1990-91 for the Department of the Board of Supervisors. (Supervisor Britt)

File 100-90-2

(Office of the Board of Supervisors;
Assessment Appeals Board;
Delinquency Prevention Commission.)

((February 26, 1990 - Consideration continued to March 12, 1990;
with pending amendment to restore funding
for Cable Television Access to current year's
level.)))

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Supervisor Britt, seconded by Supervisor Alioto, moved an amendment of the whole to the budget.

At the request of Supervisor Britt, the question was divided with respect to budget for Telecommunication Policy Committee, special fund for cable TV access and development, and pending amendment to restore funding for cable television access to current year's level, so the matter could be considered separately.

Supervisor Hsieh, seconded by Supervisor Nelder, moved to delete the amount of \$200,000 for four policy staff and to reduce the number of employments from 56 to 52.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hsieh, Kennedy, Maher, Nelder - 4.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker, Ward - 7.

The roll was called on the pending amendment of the whole, as divided, and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker, Ward - 7.

Noes: Supervisors Hsieh, Kennedy, Maher, Nelder - 4.

The roll was then called on the main motion, as divided, and it was adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker, Ward - 7.

Noes: Supervisors Hsieh, Kennedy, Maher, Nelder - 4.

Adopted

Motion authorizing and directing the Clerk of the Board to file with the Controller the budget estimates for fiscal year 1990-91 for the Cable Television Access and Development Fund.

File 100-90-2.1:

There is a pending amendment of the whole to restore funding for cable television access to current year's level of \$126,000.

Supervisor Britt, seconded by Supervisor Hongisto, moved to amend pending amendment of the whole, stressing the fact the Board of Supervisors is not deleting the funds from public access but is giving up the municipal channel in order to provide \$40,000 for educational access as follows:

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Public Access Corporation	\$85,000
Educational Access	40,000
Municipal Access	<u>-0-</u>
Total	\$125,000

Supervisor Kennedy, seconded by Supervisor Hsieh, moved substitute amendment to submit budget totalling \$214,000 as follows:

Public Access Corporation	\$71,323
Educational Access	40,000
Municipal Access	<u>102,677</u>
Total	\$214,000

Substitute amendment refused adoption by the following vote:

Ayes: Supervisors Hsieh, Kennedy, Nelder, Walker, Ward - 5.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher - 6.

The roll was called on Supervisor Britt's motion to amend the pending amendment of the whole, and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Nelder, Walker, Ward - 9.

Noes: Supervisors Kennedy, Maher - 2.

The roll was then called on the motion, as divided, and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Walker - 7.

Noes: Supervisors Kennedy, Maher, Nelder - 3.

Absent: Supervisor Ward - 1.

Request Granted

Supervisor Gonzalez, seconded by Supervisor Britt, moved that the Clerk of the Board be instructed to make sure the salary amount provided for policy staff is considered to be the cap and any future increases would be through cost of living salary standardization method.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Ward - 7.

Noes: Supervisors Hsieh, Kennedy, Maher, Walker - 4.

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Clerk directed to comply.

The President reassumed the Chair.

Recommendation of City Services Committee

Passed for Second Reading as Amended

[Curbside Recycling]

Ordinance amending Health Code, providing for penalties for the unlawful removal or appropriation of recyclable materials placed in City streets or sidewalk areas for collection pursuant to the City curbside recycling collection program. (Supervisor Kennedy)

File 118-90-1, Ordinance No.

(Adds Sections 293 and 293.4.)

(January 29, 1990 - Passed for Second Reading.
February 5, 1990 - Referred to Committee.)

Supervisor Hallinan, seconded by Supervisor Walker, moved to amend page one lines 29 and 30 by deleting "such recyclable materials placed for collection or" and amend page two, line one, after "collection" by adding "and the matters contained therein".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Called from Human Services Committee
By Supervisor Nelder

Amended; Refused Passage for Second Reading As Amended

[MSG and HVP Notice]

Ordinance amending Health Code, requiring restaurants to disclose the use of monosodium glutamate and hydrolyzed vegetable protein. (Supervisors Nelder, Alioto)

File 118-89-6, Ordinance No.

(Adds Section 470.)

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Supervisor Hongisto, seconded by Supervisor Ward, moved to amend page two, line six by replacing "\$500" with "\$5".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noes: Supervisor Hsieh - 1.

Refused passage for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Nelder - 2.

Noes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 9.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

(Supervisor Maher dissenting in Committee.)

[Government Funding]

Ordinance appropriating \$215,000, Department of Public Works, Cleanwater Program, for capital improvement project (Richmond Transport Plan), for fiscal year 1989-90. (Controller)

File 101-89-84, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Noes: Supervisors Maher, Nelder - 2.

[Government Funding]

Ordinance appropriating \$423,461, Police Department, for equipment purchase, for fiscal year 1989-90; subject of previous budgetary denial. (Controller)

File 101-89-86, Ordinance No.

(This item is the subject of previous budgetary denial; requires 8 votes for passage, pursuant to Charter Section 6.306.)

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Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Government Funding]

Ordinance appropriating \$189,786, Public Health - Division of Mental Health, Substance Abuse and Forensics, for permanent salaries-miscellaneous and related mandatory fringe benefits and medical services contract for the creation of one position, for fiscal year 1989-90. (Controller)

File 101-89-87, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, Department of Public Health, reflecting the addition of one position; companion measure to File 101-89-87. (Civil Service Commission)

File 102-89-33, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Government Funding]

Ordinance appropriating \$63,990, Police Department, for technical equipment (intoxilyzers), for fiscal year 1989-90. (Controller)

File 101-89-88, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Government Funding]

Ordinance appropriating \$209,799, Public Library, for temporary salaries, other contractual services, materials and supplies, professional services-Prop J/CSC, equipment purchase, services of other departments - Real Estate and services of other departments - Building Repair; placing on reserve \$50,000 for building repair and \$85,000 for professional services - Prop J/CSC. (Controller)

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File 101-89-89, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Government Funding]

Ordinance appropriating \$37,693, Juvenile Court, for overtime, and rescinding \$37,693 from related mandatory fringe benefits, for fiscal year 1989-90. (Controller)

File 101-89-92, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Government Funding]

Ordinance appropriating \$493,789, Public Health - Forensic Medical Division, permanent salaries-miscellaneous, permanent salaries - nurses and related mandatory fringe benefits, temporary salaries, holiday pay, medical service contract, data/word processing professional services, data/word processing equipment maintenance, telephone, materials and supplies, equipment purchase, data/word processing equipment and services of other departments - Reproduction, for the creation of twelve positions, for fiscal year 1989-90; companion measure to File 102-89-37. (Controller)

File 101-89-93, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Department of Public Health, Community Mental Health, reflecting the addition of twelve positions; companion measure to File 101-89-93. (Civil Service Commission)

File 102-89-37, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

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Adopted

[Indemnity Authorization]

Resolution authorizing indemnity provision in the contract between the City and County (acting through the City Attorney) and the California State Department of Motor Vehicles. (City Attorney)

File 93-90-5, Resolution No. 176-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Kennedy, Maher, Walker, Ward - 8.

Noes: Supervisors Hallinan, Hsieh, Nelder - 3.

[Earthquake Hazard Mitigation Plan]

Resolution adopting the Hazard Mitigation Plan following the Loma Prieta Earthquake prepared by the Hazard Mitigation Coordinator for the City and County as the Hazard Mitigation Plan of the City and County to be submitted to the Governor's authorized representative as required by the Federal rules adopted by the Federal Emergency Management Agency. (Supervisor Walker)

File 270-90-7, Resolution No. 168-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Recommendation of Special Earthquake Recovery Committee

Adopted

[7th and 8th Avenues Repairs]

Resolution urging the Mayor to urge the Chief Administrative Officer to submit a request for a supplemental appropriation to finance repairs to the properties and slope area damaged on 7th and 8th Avenues by the October 17, 1989, earthquake, and urging that this supplemental be requested whether or not federal emergency or other non-city funds are available to reimburse the City; stating that the need for the supplemental appropriation arises from the impending threat to private and public properties and to persons caused by a potential geologic hazard that may exist in the subject area. (Earthquake Recovery Committee)

File 270-89-31.4, Resolution No. 180-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

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From City Services Committee without Recommendation

Adopted

[ARC/AIDS Vigil]

Resolution approving the terms and conditions of the agreement between the City and County and ARC/AIDS Vigil for the use and occupancy of United Nations Plaza. (Supervisors Britt, Hallinan, Walker, Hongisto, Gonzalez, Alioto)

File 108-90-1, Resolution No. 179-90

Appointment of President Pro Tempore

At the request of the President, Supervisor Walker assumed the Chair so the President could participate in the debate from the floor.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Noes: Supervisors Hsieh, Kennedy, Nelder - 3.

The President reassumed the Chair.

From Land Use Committee without Recommendation

Passed for Second Reading as Amended

[Office Affordable Housing Production Program]

Ordinance amending City Planning Code, to split it into 14 sections, to change definition of affordable housing unit to constitute a unit affordable to a household of lower or moderate income, to modify affordability requirements for owned and rental units, to reduce the size of the office development project to which ordinance applies from 50,000 square feet to 25,000 square feet, to modify index for adjusting in lieu fee to reflect changes in the total cost of housing, to require sponsors to use their excess interim guidelines Credit by August 11, 1994, to extend the period of affordability of housing units built pursuant to ordinance from 20 to 50 years, to modify hearing procedure for imposing conditions on a building or site permit under this section, to require sponsors to present a housing development plan to the City within one year of approval of the office development project, to require the start of construction of the housing assisted with the sponsor's monetary contribution or payment of in lieu fee before issuance of the first site or building permit for the office development project for projects approved after January 1, 1990, to require contribution of money to a housing developer or payment of in lieu fee before obtaining a certificate

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of occupancy for office development projects approved before January 1, 1990, to require sponsors to pay in lieu fee if they fail to present a housing plan to the City within one year after approval of office development project, to modify the enforcement mechanism that insures that affordable housing constructed pursuant to ordinance remains in affordable housing supply, to clarify that sponsors of office projects who elect to contribute a sum equivalent to in lieu fee to a housing developer for the construction of housing have no further obligation to ensure that affordability provisions of the ordinance are enforced after such sponsors contribute the required amount and the start of construction of the housing units, to extend the duration of ordinance for four years, amending Subdivision Code, to provide that a subdivider must comply with OAHPP guidelines adopted by Director of Planning before filing of a final or parcel map, to adopt City Planning's finding that amendments to Planning Code Section 313 and Subdivision Code Section 1360 are exempt from environmental review, and to adopt findings pursuant to City Planning Code Section 101.1. (Department of City Planning)

File 115-89-8. Ordinance No.

(Amends City Planning Code Section 313;
Amends Subdivision Code Section 1360.)

(Categorically exempt from environmental review.)

Supervisor Ward, seconded by Supervisor Walker, moved to amend title, line 10 by adding "to require sponsors to use their excess interim guideline credits by August 11, 1994,"; amend page 27, line 19, after "(1)" by inserting "Commencing on January 1, 1989,"; and amend page 32, line 23 by adding "Excess Interim Guideline credits may be applied against a sponsor's housing requirement under this Ordinance only for those projects obtaining project authorizations as defined in Planning Code Section 320(h) in the approval periods ending on or before August 11, 1994. No excess Interim Guideline Credits may be applied against a sponsor's housing requirement for any project authorization issued after that date."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

Called from Economic and Social Policy Committee
By the Board

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Passed for Second Reading as Amended

[Seismic Safety]

Ordinance amending Building Code, to establish minimum seismic safety requirements for repair or partial reconstruction of certain earthquake-damaged buildings that are located in special soils areas; findings pursuant to California Health and Safety Code Section 17958.5. (Department of Public Works)

File 114.90-2, Ordinance No.

(Adds Section 104(h).)

Supervisor Walker, seconded by Supervisor Alioto, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Maher, Walker, Ward - 7.

Noes: Supervisor Hongisto - 1.

Absent: Supervisors Hsieh, Kennedy, Nelder, - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker, Ward - 8.

Noes: Supervisor Hongisto - 1.

Absent: Supervisors Hsieh, Nelder - 2.

From Clerk of the Board

Adopted

[Condominium Project]

Motion approving final map of 720 Fell Street, a condominium, being a resubdivision of Lot 51 in Assessor's Block 821; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-6

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hsieh, Nelder - 2.

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[Condominium Project]

Motion approving final map of 888 O'Farrell Street, also known as Bakewell Brown Plaza West, a condominium, being a resubdivision of Lot 207 in Assessor's Block 716; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-7

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hsieh, Nelder - 2.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of appeal from the decision of the City Planning Commission by its Resolution No. 11788, dated November 9, 1989, disapproving designation of the Willis Polk/Florence M. and John W. Procter Sea Cliff Historic District at 9, 25, 45 Scenic Way, 60-26th Avenue and 79-25th Avenue as an Historic District pursuant to Article 10 of the City Planning Code.

File 90-90-1

(Appeal filed November 28, 1989.)

The following persons were sworn in and granted privilege of the floor:

Appellants:

Alice Carey;
Ann Bloomfield;
Mark Reiser;
Rose-Etta Sampson;
Carl Carlson;
Patricia Carlson;
Jill Gardner;
Richard Salz;
Joe Katten;
John Sampson.

Respondents:

Dean Macris, Director of City Planning;
Rowlin Perkins;
Grace Perkins;
Bob Allen;
Dawson Eddie.

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A rebuttal period was allowed.

The President then declared the hearing closed.

From the Clerk

Adopted

(Only one of the following two motions should be adopted.)

[Landmark Appeal]

Motion approving decision of City Planning Commission by its Resolution No. 11788, disapproving designation of the Willis Polk/Florence M. and John W. Procter Sea Cliff Historic District at 9, 25, 45 Scenic Way, 60-26th Avenue and 79-25th Avenue as an Historic District pursuant to Article 10 of the City Planning Code.

File 90-90-1.1

Supervisor Maher, seconded by Supervisor Hongisto, moved to amend by disapproving decision of City Planning Commission by its Resolution No. 11788, disapproving designation of the Willis Polk/Florence M. and John W. Procter Sea Cliff Historic District at 9, 25, 45 Scenic Way, 60-26th Avenue and 79-25th Avenue as an Historic District and approving designation of the Willis Polk/Florence M. and John W. Procter Sea Cliff Historic District with the condition the property at 9 Scenic Way and 29 25th Avenue be deleted from the historic district.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hongisto, Maher, Nelder, Walker - 4.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Ward - 7.

The roll was then called on the pending legislation and it was adopted by the following vote:

Ayes: Supervisors Gonzalez, Hsieh, Kennedy, Maher, Walker, Ward - 6.

Noes: Supervisors Alioto, Britt, Hallinan, Hongisto, Nelder - 5.

Tabled

[Landmark Appeal]

Motion disapproving decision of City Planning Commission by its Resolution No. 11788, disapproving designation of the Willis Polk/Florence M. and John W. Procter Sea Cliff Historic District at 9, 25, 45 Scenic Way, 60-26th Avenue and 79-25th Avenue as an Historic District pursuant to Article 10 of the City Planning Code.

Monday, March 12, 1990

File 90-90-1.2

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to table.

Tabled by the following vote:

Ayes: Supervisors Gonzalez, Hsieh, Kennedy, Maher, Walker, Ward - 6.

Noes: Supervisors Alioto, Britt, Hallinan, Hongisto, Nelder - 5.

[Landmark]

Ordinance amending City Planning Code, designating the Willis Polk/Florence M. and John W. Procter Sea Cliff Historic District.

File 90-90-1.3, Ordinance No.

(Adds Appendix J.)

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to table.

Tabled by the following vote:

Ayes: Supervisors Gonzalez, Hsieh, Kennedy, Maher, Walker, Ward - 6.

Noes: Supervisors Alioto, Britt, Hallinan, Hongisto, Nelder - 5.

Recess

At the hour of 8:00 p.m., Supervisor Nelder, seconded by Supervisor Hsieh, moved to recess until 10:00 p.m.

Motion to recess refused adoption by the following vote:

Ayes: Supervisors Hallinan, Hsieh, Kennedy, Nelder - 4.

Noes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Maher, Walker, Ward - 7.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queens;
Ace Washington;
Peter Mendoza.

Monday, March 12, 1990

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-11, Resolution No. 175-90

(Doris M. Ward, member, Board of Supervisors, March 15 - 20; Peter Ashe, Commissioner, Retirement Board, March 27 - 28 and April 29 - May 2, 1990; Mary E. Burns, General Manager, Recreation and Park, April 25 - 29; Lonnie K. Chin, Commissioner, Public Library, March 3 - 6; Douglas J. Engmann, member, City Planning Commission, February 24 - 28; Trent Orr, member, Recreation & Park Commission, March 8 - 11; L. A. Turpen, Director, Airports Commission, March 11 - 16, 1990.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Walker, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Nelder - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Neighborhood Commercial District - Permitted Uses]

Ordinance amending City Planning Code by amending Section 179 to extend the deadline to file applications for use permits to comply with applicable code requirements. (Supervisor Maher presented.) Referred to Economic and Social Policy Committee with request it be considered at the March 22, 1990 meeting.

File 115-90-4

[Proclamation]

Resolution recognizing the week of April 16th through April 20th as "Alcoholism Action Week" in the City and County. (Supervisor Maher presented.) Referred to Economic and Social Policy Committee.

File 4-90-5

Monday, March 12, 1990

Referred to Board

[Proclamation]

Resolution urging the Mayor to proclaim the week of May 6-13, 1990 as "Clean Air Week" and to proclaim May 10, 1990 as "Don't Drive Alone Day" and urging the people of San Francisco to consider adjustments to their lifestyles and their environment which will enhance respiratory health. (Supervisor Britt presented.) Referred to Board March 19, 1990 Immediate Adoption Calendar.

File 4-90-6

Adopted

[Community Mental Health Programs]

Resolution urging Governor Deukmejian to restore \$15 million in financing for Community Mental Health Programs.

File 12-90-8, Resolution No. 174-90

Supervisor Alioto presented for immediate adoption.

Supervisor Alioto, seconded by Supervisor Walker, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Nelder - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Walker, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Nelder - 4.

[Street Closing]

Resolution authorizing temporary closing of portions of Turk, Laguna, McAllister, Larkin and Polk Streets and Van Ness and Golden Gate Avenues on Saturday, March 24, 1990, at various times, for a march and rally by the Call to Conscience for El Salvador/March 24th Coalition.

File 42-90-6, Resolution No. 173-90

Supervisor Britt presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Alioto, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Monday, March 12, 1990

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Nelder - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Walker, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Nelder -- 4.

[Street Closing]

Resolution authorizing temporary closing of a portion of the Great Highway on Saturday, March 24, 1990, from 8:00 a.m. to 12:00 noon, for a roller skating race; and providing for insurance.

File 42-90-7, Resolution No. 172-90

Supervisor Alioto presented for immediate adoption.

Supervisor Alioto, seconded by Supervisor Walker, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Nelder - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Walker, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Nelder -- 4.

[Federal Funds -- Loan Pools]

Resolution approving the use of up to \$80,000 of Community Development Block Grant Funds in the Community Housing Rehabilitation Program pool to pay administrative expenses of the California Disaster Assistance Program.

File 79-90-1, Resolution No. 171-90

Supervisor Walker presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Gonzalez, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Monday, March 12, 1990

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hsieh, Nelder - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Walker, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Nelder - 4.

Referred to Committee

[Bernal Heights Survey Area]

Resolution adopting the Bernal Heights East and South Slope Revitalization Feasibility Report and requesting the City Planning Commission select a project area and formulate a preliminary plan for the Bernal Heights East and South Slope Survey Area. (Supervisor Walker presented.) Referred to Economic and Social Policy Committee.

File 161-90-3

[Street Artists]

Resolution designating two selling spaces on Leavenworth Street, west side, Beach to Jefferson Streets, for street artists certified by the Art Commission and exempting said spaces from the regulation prohibiting selling within twelve feet from the outer edge of any entrance to any building; designating termination date for spaces. (Supervisor Walker presented.) Referred to City Services Committee.

File 169-90-1

Adopted

[Agreement]

Resolution authorizing the execution of two standard agreements and any amendments thereto and any related documents necessary to participate in the California Natural Disaster Assistance Program and secure a commitment of funds from the California Department of Housing and Community Development.

File 172-90-4, Resolution No. 170-90

Supervisor Walker presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Gonzalez, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Monday, March 12, 1990

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hsieh, Nelder - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Walker, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Nelder - 4.

Referred to Committee

[1994 World Cup Soccer]

Resolution endorsing the 1994 Federation Internationale de Football Association World Cup, urging the Mayor to submit the venue bid documents, as attached, to World Cup USA 1994, Inc. for San Francisco as a venue site to host the 1994 World Cup final competition, and urging the City of Palo Alto and Stanford University to join as co-sponsors with the City and County in its bid to World Cup USA 1994, Inc. (Supervisor Gonzalez presented.) Referred to Economic and Social Policy Committee.

File 205-90-1

Adopted

[Subpoena of Office of Citizens Complaint Records]

Resolution directing the Clerk of the Board to send a letter to the United States Attorney urging him to avoid using federal subpoena powers to obtain Office of Citizen Complaints (OCC) videotapes, documents or information except when necessary in the investigation of possible violations of federal law by San Francisco Police Officers; urging him to avoid any actions that may deter members of the public from reporting police misconduct incidents to the OCC or that would otherwise interfere with the operations of the OCC; and urging him to consult with the San Francisco Police Commission and OCC and to create internal guidelines that would respect the autonomy and role of local civilian review agencies, that would narrowly define both the circumstances when information would be sought from the OCC and how such information could be used, and that would contain specific procedures designed to minimize any negative impact of federal investigations on the OCC.

File 207-90-1, Resolution No. 169-90

Supervisors Walker, Britt, Hallinan, Ward presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Hallinan, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Monday, March 12, 1990

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hsieh, Nelder - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Walker, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Nelder - 4.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kennedy, that letter of inquiry be sent to Director, Human Rights Commission, to determine when the Minority/Women/Local Business Utilization Report to the Board of Supervisors due March 1 of each fiscal year will be provided to members of this Board.

By Supervisor Kennedy, that letter of inquiry be sent to Director of Public Works concerning wheelchair ingress and egress accessibility and the lack of proper bathroom facilities for disabled persons to determine what arrangements can be made during days in which City Hall is open for public hearings which go beyond 5:00 p.m. for persons in wheelchairs and whether restroom facilities can be equipped for handicapped persons.

By Supervisor Alioto, that City Attorney prepare opinion detailing how owner-occupied board and care homes can be exempt from all or some portion of their property taxes until the home is sold.

By Supervisor Hongisto, that City Attorney prepare appropriate legislation which would urge the Bay Area Rapid Transit District (BARTD) to adopt a minority business enterprise/women business enterprise program similar to the program in effect in San Francisco.

By Supervisor Gonzalez, that City Attorney prepare appropriate legislation urging the Mayor to urge the City Planning Commission to undertake a study to investigate the feasibility of creating a service/light industrial displacement mitigation fee and service/light industrial preservation fund. The fee would be assessed on office conversions of service/light industrial space throughout the City and the fund would be used to assist service/light industrial businesses to remain in the City.

By Supervisor Gonzalez, that letter be sent to Chief of Police inquiring whether the Department can investigate citizen complaints regarding the high rate of vandalism of autos, especially car stereos, in the vicinity of South Van Ness and 25th Street and what plan of action the Department may have to remedy the situation.

Monday, March 12, 1990

By Supervisor Gonzalez, that City Attorney review the cost to the Police Department and local merchants resulting from extraordinary arrangements for security during President Bush's visit on February 28, 1990 to attend a political campaign fundraiser and whether the secret service or the campaign committee can be billed for these expenses directly related to a political and partisan event.

By Supervisor Walker, that letters be sent to the Mayor and Chief of Police inquiring what the policy is regarding taking belongs of homeless people in parks, particularly Civic Center Plaza, and what happens to the items once dump truck has picked them up. Can owners retrieve them.

By Supervisor Walker, that letters be sent to Deputy Mayor for Housing and Neighborhoods and Mayor's Coordinator on Homeless Affairs regarding policy for setting community meetings when new homeless shelters and/or social service programs are being planned, with particular focus on what community outreach has been planned and executed for the Pierce Arrow building and the South of Market Redevelopment building.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Tula Christopher (By the entire Board)
William Hedge (Supervisor Kennedy)
Bonnell Grays (Supervisor Kennedy)
Millard Coffey Jr. (Supervisor Kennedy)
Edward Markham (Supervisor Kennedy)
Hank Gathers (Supervisor Alioto)
Flora J. Arnstein (Supervisor Hallinan)

File 2-90-11

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 11:07 p.m. adjourned.

John L. Taylor, Clerk

Monday, March 12, 1990

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 27, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



1

Monday, March 12, 1900

Journal of Proceedings Board of Supervisors

City of San Francisco

By _____
Secretary

Attest _____
City Clerk

Mayor

C. 2
Vol. 85

No. 12

Monday, March 19, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, March 19, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:13 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder, Walker - 7.

Noted absent at first roll call:

Supervisors Gonzalez, Hongisto, Kennedy, Ward - 4.

Quorum present.

Supervisor Gonzalez was noted present at 2:27 p.m.

Supervisor Hongisto was noted present at 2:23 p.m.

Supervisor Kennedy excused, on official leave of absence.

Supervisor Ward excused, on official leave of absence.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Hsieh, moved that the Journal of Proceedings for Monday, October 30, 1989, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Ward - 4.

Monday, March 19, 1990

SPECIAL ORDER - 2:00 P.M.

Recommendation of Finance Committee

Adopted as Amended

[Ballot Argument]

Motion authorizing official ballot argument in favor of Proposition A, concerning public safety improvement bond issue in the amount of \$332,400,000 for earthquake repairs and earthquake hazards reduction, asbestos abatement, and providing access for the disabled to buildings owned by the City and County. (Supervisor Walker)

File 60-90-3.1

Supervisor Walker, seconded by Supervisor Hsieh, moved an amendment of whole ballot argument.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Ward - 4.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Hsieh, Maher, Nelder, Walker - 6.

Noes: Supervisor Hallinan - 1.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Ward - 4.

Recommendations of Administration and Oversight Committee

Adopted

[Ballot Argument]

Motion authorizing official ballot argument in favor of Proposition C, a Charter amendment relating to financing purchase of equipment. (Supervisor Walker)

File 303-89-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Ward - 4.

Monday, March 19, 1990

[Ballot Argument]

Motion authorizing official ballot argument in favor of Proposition D, an ordinance creating a neighborhood beautification and graffiti clean-up fund. (Supervisor Gonzalez)

File 286-89-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Ward - 4.

Refused Adoption as Amended

(Supervisor Hsieh dissenting in Committee.)

[Ballot Argument]

Motion authorizing official ballot argument in favor of Proposition E, Charter amendment relating to the hours, tours of duty and compensation of the uniformed ranks of the Fire Department. (Administration and Oversight Committee)

File 290-89 2

Supervisor Walker, seconded by Supervisor Hongisto, moved an amendment of the whole ballot argument.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker - 6.

Noes: Supervisors Alioto, Hsieh, Nelder - 3.

Absent: Supervisors Kennedy, Ward - 2.

Refused adoption as amended by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Walker - 5.

Noes: Supervisors Alioto, Hsieh, Maher, Nelder - 4.

Absent: Supervisors Kennedy, Ward - 2.

Adopted as Amended

(Supervisor Hsieh dissenting in Committee.)

[Ballot Argument]

Motion authorizing official ballot argument in opposition to Proposition F, an initiative petition Charter amendment to provide minimum levels of fire protection for the City and County of San

Monday, March 19, 1990

Francisco. (Supervisor Britt)

File 60-90-6.1

Supervisor Walker, seconded by Supervisor Maher, moved an amendment of the whole ballot argument.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Maher, Walker - 5.

Noes: Supervisors Hsieh, Nelder - 2.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Ward - 4.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker - 6.

Noes: Supervisors Hsieh, Maher, Nelder - 3.

Absent: Supervisors Kennedy, Ward - 2.

Adopted

[Ballot Argument]

Motion authorizing official ballot argument in favor of Proposition G, Charter amendment relating to the health benefits for former members of the Board of Supervisors. (Supervisor Britt)

File 186-90-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Noes: Supervisors Gonzalez, Kennedy, Ward - 3.

[Ballot Argument]

Motion authorizing official ballot argument in favor of Proposition H, a Charter amendment relating to retirement benefits for fire safety inspectors and fire protection engineers. (Supervisor Hongisto)

File 300-89-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Noes: Supervisors Gonzalez, Kennedy, Ward - 3.

Monday, March 19, 1990

[Ballot Argument]

Motion authorizing official ballot argument in favor of Proposition I, Charter amendment regarding employment after retirement for certificated employees. (Supervisor Nelder)

File 181-90-2

: Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Noes: Supervisors Gonzalez, Kennedy, Ward - 3.

Adopted as Amended

(Supervisor Hsieh dissenting in Committee.)

[Ballot Argument]

Motion authorizing official ballot argument in favor of Proposition J, Charter amendment establishing a Human Rights Commission. (Supervisor Kennedy)

File 225-89-2

Supervisor Hallinan, seconded by Supervisor Nelder, moved to amend paragraph three, line two, after "take the" by inserting "position of the"; amend paragraph three, line three, after "out of the" by deleting "whimsical ways of" and amend paragraph three, line four, after "place in the" by inserting "Charter of the".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder, Walker - 8.

Noes: Supervisor Hsieh - 1.

Absent: Supervisors Kennedy, Ward - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder, Walker - 8.

Noes: Supervisor Hsieh - 1.

Absent: Supervisors Kennedy, Ward - 2.

Adopted

(Supervisor Hsieh dissenting in Committee.)

Monday, March 19, 1990

[Ballot Argument]

Motion authorizing official ballot argument in favor of Proposition K, Charter amendment relating to seven member commissions and Board of Permit Appeals. (Supervisor Ward)

File 283-89-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker - 6.

Noes: Supervisors Hsieh, Maher, Nelder - 3.

Absent: Supervisors Kennedy, Ward - 2.

Adopted as Amended

(Supervisor Hsieh dissenting in Committee.)

[Ballot Argument]

Motion authorizing official ballot argument in favor of Proposition L, Charter amendment providing that all appointees to Charter or legislatively established boards, commissions and advisory bodies, except as provided, be residents of San Francisco. (Supervisor Hongisto)

File 299-89-2

Supervisor Hallinan, seconded by Supervisor Hongisto, moved to amend paragraph one, line two, after "commissions" by inserting "and committees".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisors Kennedy, Ward - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisors Kennedy, Ward - 2.

Adopted

[Ballot Argument]

Motion authorizing official ballot argument in favor of

Monday, March 19, 1990

Proposition M, Charter amendment providing that as a policy goal, no board or commission shall be comprised of more than a simple majority of the same gender. (Supervisor Hongisto)

File 298-89-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Walker - 7.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Kennedy, Maher, Ward - 3.

(Supervisor Hsieh dissenting in Committee.)

[Ballot Argument]

Motion authorizing official ballot argument opposing Proposition N, an initiative petition Charter amendment limiting Supervisors to two consecutive four-year terms; eligibility of incumbent Supervisors. (Supervisor Walker)

File 60-90-2.1

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker - 6.

Noes: Supervisor Hsieh, Maher, Nelder - 3.

Absent: Supervisors Kennedy, Ward - 2.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Nelder requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Consideration Continued

[Emergency Repair]

Resolution approving emergency expenditure for repair to a San Francisco Water Department transmission water feeder main and resulting damage to the City of South San Francisco city street. (Public Utilities Commission)

File 28-90-4, Ordinance No.

Monday, March 19, 1990

Supervisor Nelder, seconded by Supervisor Alioto, moved to continue consideration to March 26, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$189,786, Public Health - Division of Mental Health, Substance Abuse and Forensics, for permanent salaries-miscellaneous and related mandatory fringe benefits and medical services contract for the creation of one position, for fiscal year 1989-90. (Controller)

File 101-89-87, Ordinance No. 93-90

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989 90, Department of Public Health, reflecting the addition of one position; companion measure to File 101-89-87. (Civil Service Commission)

File 102-89-33, Ordinance No. 94-90

Finally passed.

[Government Funding]

Ordinance appropriating \$63,990, Police Department, for technical equipment (intoxilyzers), for fiscal year 1989-90. (Controller)

File 101-89-88, Ordinance No. 99-90

Finally passed.

Monday, March 19, 1990

[Government Funding]

Ordinance appropriating \$209,799, Public Library, for temporary salaries, other contractual services, materials and supplies, professional services-Prop J/CSC, equipment purchase, services of other departments - Real Estate and services of other departments - Building Repair; placing on reserve \$50,000 for building repair and \$85,000 for professional services - Prop J/CSC. (Controller)

File 101-89-89, Ordinance No. 92-90

Finally passed.

[Government Funding]

Ordinance appropriating \$18,000, Parking Authority, for professional services (financial advisor), for fiscal year 1989-90. (Controller)

File 101 89-90, Ordinance No. 100-90

Finally passed.

[Government Funding]

Ordinance appropriating \$2,000, Municipal Court, for replenishment of Revolving Fund for cash shortage and rescinding \$2,000 from permanent salaries, for fiscal year 1989-90. (Controller)

File 101-89-91, Ordinance No. 101-90

Finally passed.

[Government Funding]

Ordinance appropriating \$37,693, Juvenile Court, for overtime, and rescinding \$37,693 from related mandatory fringe benefits, for fiscal year 1989-90. (Controller)

File 101-89-92, Ordinance No. 102-90

Finally passed.

[Government Funding]

Ordinance appropriating \$493,789, Public Health - Forensic Medical Division, permanent salaries-miscellaneous, permanent salaries - nurses and related mandatory fringe benefits, temporary salaries, holiday pay, medical service contract, data/word processing professional services, data/word processing equipment maintenance, telephone, materials and supplies, equipment purchase, data/word processing equipment and services of other departments - Reproduction, for the creation of twelve positions, for fiscal year 1989-90; companion measure to File 102-89-37. (Controller)

Monday, March 19, 1990

File 101-89-93, Ordinance No. 95-90

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Department of Public Health, Community Mental Health, reflecting the addition of twelve positions; companion measure to File 101-89-93. (Civil Service Commission)

File 102-89-37, Ordinance No. 96-90

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$19,799,658, Airports Commission, for various capital improvement projects, including earthquake related repairs. (Controller)

File 101-89-97, Ordinance No.

Passed for second reading.

Adopted

[Juvenile Justice/Delinquency Prevention]

Resolution authorizing the Mayor to apply for, accept and expend funds in the amount of \$11,832 made available through the Office of Criminal Justice Planning for a project entitled "Bayview-Hunters Point Counseling Program" and agreeing to provide local matching funds in the amount of \$19,078. (Mayor)

File 68-90-3, Resolution No. 197-90

Adopted.

[Juvenile Justice/Delinquency Prevention]

Resolution authorizing the Mayor to apply for, accept and expend funds in the amount of \$11,832 made available through the Office of Criminal Justice Planning for a project entitled "Sunset Counseling Program" and agreeing to provide local matching funds in the amount of \$19,278. (Mayor)

File 68-90-4, Resolution No. 198-90

Adopted.

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[Juvenile Justice/Delinquency Prevention]

Resolution authorizing the Mayor to apply for, accept and expend funds in the amount of \$12,500 made available through the Office of Criminal Justice Planning for a project entitled "Status Offender Counseling Program" and agreeing to provide local matching funds in the amount of \$18,035. (Mayor)

File 68-90-5. Resolution No. 199-90

Adopted.

[Juvenile Justice/Delinquency Prevention]

Resolution authorizing the Mayor to apply for, accept and expend funds in the amount of \$5,832 made available through the Office of Criminal Justice Planning for a project entitled "1989-90 JJDP Planning Grant" and agreeing to provide local matching funds in the amount of \$5,832. (Mayor)

File 68 90-6. Resolution No. 200-90

Adopted.

[Juvenile Justice/Delinquency Prevention]

Resolution authorizing the Mayor to apply for, accept and expend funds in the amount of \$3,416 made available through the Office of Criminal Justice Planning for a project entitled "Status Offender Counseling Supervision Program" and agreeing to provide local matching funds in the amount of \$3,486. (Mayor)

File 68-90-7. Resolution No. 201-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a grant allocation of \$396,696 from the California Department of Health Services to fund the AIDS Medical Waiver Program. (Mayor)

File 146-90-18. Resolution No. 204-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Disease Control, Sexually Transmitted Disease Control, to apply for, accept and expend a grant of \$379,322 from the Centers for Disease Control for the operation of the San Francisco Sexually Transmitted Disease Prevention and Training Center. (Mayor)

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File 146-90-19, Resolution No. 205-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend a grant of \$117,954 from the California Department of Health Services for the AIDS Pilot Care Project component of the Master Grant Agreement. (Mayor)

File 146-90-20, Resolution No. 206-90

Adopted.

[Juvenile Justice/Delinquency Prevention]

Resolution authorizing the General Manager, Recreation and Park Department, to apply for, accept and expend funds in the amount of \$8,003 made available through the Office of Criminal Justice Planning for a project entitled "Video Van Program". (Mayor)

File 150-90-2, Resolution No. 202-90

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Carlos Jones against the City and County by payment of \$17,500. (City Attorney)

File 45-90-5, Ordinance No.

Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Frank McDowell against the City and County by payment of \$11,500. (City Attorney)

File 45-90-6, Ordinance No.

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of Henry Carson in the sum of not to exceed \$20,000. (City Attorney)

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File 48-90-5, Resolution No. 183-90

Adopted.

[Settlement of Claim]

Resolution approving the settlement of unlitigated claim of Mary Quinlan in the sum of \$8,000. (City Attorney)

File 48-90-6, Resolution No. 184-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

(Supervisor Maher dissenting in Committee.)

[Government Funding]

Ordinance appropriating \$215,000, Department of Public Works, Cleanwater Program, for capital improvement project (Richmond Transport Plan), for fiscal year 1989-90. (Controller)

File 101-89-84, Ordinance No. 97-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Walker - 7.

Noes: Supervisors Maher, Nelder - 2.

Absent: Supervisors Kennedy, Ward - 2.

[Government Funding]

Ordinance appropriating \$423,461, Police Department, for equipment

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purchase, for fiscal year 1989-90; subject of previous budgetary denial. (Controller)

File 101-89-86, Ordinance No. 98-90

(This item is the subject of previous budgetary denial; requires 8 votes for passage, pursuant to Charter Section 6.306.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Recommendations of Land Use Committee

Consideration Continued

[South of Market Zoning Controls]

Ordinance adopting changes in property use and height and bulk classification by amending the Zoning Map of the City and County for area generally bounded by Mission Street, Duboce Avenue/Thirteenth/Division Street, Townsend Street and First Street, excluding the area of Yerba Buena Center to reclassify portions of the property therein from RH-2, RH-3, RM-2, RC-2, RC-3, C-3-G, C-3-S, C-M, M-1 and M-2 to either Residential Enclave District (RED), South Park District (SPD), Residential/Service District (RSD), Service/Light Industrial/Residential District (SLR), Service/Light Industrial District (SLI), Service/Secondary Office District (SSO) or Public District (P), and to reclassify height and bulk districts within the same area from 40 X, 50-X, 80 E, 80-K, 88-K, 90-X, 105-F, 105-J, 120-F, 130 F, 130 G, 130-L, 150 S, 160 F, 160-M, and 180 S to either O.S, 40-X, 50 X, 65-X, 85-X, 40-X/85 C or 130-E; adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Maher)

File 36-90-2.1, Ordinance No.

Supervisor Maher, seconded by Supervisor Walker, moved to continue consideration to April 2, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[South of Market Zoning Controls]

Ordinance amending the City Planning Code by adopting findings concerning priority policies; to create new zoning districts called

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the residential enclave district, the south park district, the residential/service district, the service/light industrial/residential district, the service/light industrial district and the service/secondary office district; identify a South of Market base district, South of Market special general advertising sign district, South of Market special hall of justice legal services district and an extended preservation district; define South of Market use categories, modifying in part the mixed use categories effective in Chinatown districts; set forth the permitted, conditional, accessory, temporary and prohibited uses and other limits and requirements, including parking and open space requirements, in South of Market districts; create new use categories called design professional and nighttime entertainment activity; limit the demolition or conversion of South of Market group housing and dwelling units to non-residential use; prohibit the conversion of group housing or dwelling units to live/work use within South of Market districts; exempt live/work units, child care facilities and cultural facilities from floor area limits in South of Market districts and provide related, additional enforcement provisions; establish freight loading and other standards, with exceptions, for nighttime entertainment uses; establish freight loading requirements for live/work use in South of Market districts; allow a greater height limit, subject to conditions, for affordable housing and live/work units in one South of Market sub-district; allow dwelling units affordable to low-income households as a conditional use in one South of Market sub-district; require residential development in a three to one ratio to permitted commercial development in one South of Market sub-district with provisions for alternative means to satisfy this requirement; establish procedures for administrative review and modification of certain requirements by the zoning administrator; establish procedures for consent calendar approval or disapproval by the City Planning Commission for conditional use applications in South of Market districts; require transportation programs for office uses in South of Market districts; allow participation in a parking management program for certain South of market uses as a means of satisfying an off-street parking requirement; modify certain nonconforming use provisions with respect to specified uses in South of Market districts; allow additional temporary uses in South of Market districts; specify the method of calculating accessory use square footage for principal use firms occupying multiple lots within the same general area; require screening of rooftop parking facilities; establish off street parking standards for bars, architects, engineers and other design professionals; specify the method of calculating parking requirements for multi-use buildings; allow for seismic safety upgrading in nonconforming use structures without regard to cost; specify social services as a use category; establish regulations for signs in South of Market Districts; exempt certain informational signs and South of Market murals from sign controls; allow large general advertising signs and multiple general advertising signs within special sign districts; repeal expired South of Market and Mid Market Special Use Districts; regulate previously designated significant and contributory buildings in one South of Market District; and establish "good neighbor" conditions as zoning standards for nighttime entertainment activities and for programs serving indigent transient and homeless populations in South of Market Districts; and adopting findings pursuant to City Planning Code Section 101.1; companion to Files 36-90-2, 36-90-2.1. (Supervisor Maher)

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File 115-90-2, Ordinance No.

(Amends existing Sections 102.5 and 102.9; Adds a new Section 102.17. Renumbers existing Sections 102.17 through 102.27 and, where those sections are cross-referenced in other Code Sections, restating the cross-references; Adds Sections 135.3, 175.6, 205.3, 263.11, 803.3, 803.4, 803.5, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 890.7, 890.9, 890.11, 890.12, 890.19, 890.23, 890.25, 890.28, 890.38, 890.69, 890.70, 890.111, 890.131 and 890.132; Renumbers existing Sections 152.5, 890.12, 890.19, 890.20, and 890.70; Deletes Sections 246 and 249; and Amends Sections 124, 128, 134, 135, 136, 136.1, 140, 141, 143, 147, 151, 152, 152.5, 153, 154, 155, 156, 161, 163, 172, 178, 180, 181, 182, 185, 186, 201, 202, 204.4, 205, 206, 207, 207.1, 207.5, 208, 209.3, 210, 217, 221, 233, 234.2, 260, 301, 303, 304, 306.2, 307, 316, 316.2, 603, 606, 607.2, 608.1, 790, 790.56, 801, 802.1, 802.2, 803, 803.1, 803.2, 809, 810, 811, 812, 890, 890.8, 890.10, 890.37, 890.54, 890.56, 890.106, 890.108, 890.110, 890.112, 890.114, 890.116, and 890.124.)

Supervisor Maher, seconded by Supervisor Walker, moved to continue consideration to April 2, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Finally Passed

[Zoning Text Amendment]

Ordinance amending City Planning Code, designating the South End Historic District; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Maher)

File 115-90-3, Ordinance No. 104-90

(Adds Appendix I.)

(This proposed historic district includes certain properties located within the Rincon Point/South Beach Redevelopment Agency District as well as the proposed South of Market Plan boundaries.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Recommendation of City Services Committee

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Finally Passed

[Curbside Recycling]

Ordinance amending Health Code, providing for penalties for the unlawful removal or appropriation of recyclable materials placed on City streets or sidewalk areas for collection pursuant to the City curbside recycling collection program. (Supervisor Kennedy)

File 118.90.1, Ordinance No. 106.90

(Adds Sections 293 and 293.4.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

From Land Use Committee without Recommendation

Finally Passed

[Office Affordable Housing Production Program]

Ordinance amending City Planning Code, to split it into 14 sections, to change definition of affordable housing unit to constitute a unit affordable to a household of lower or moderate income, to modify affordability requirements for owned and rental units, to reduce the size of the office development project to which ordinance applies from 50,000 square feet to 25,000 square feet, to modify index for adjusting in lieu fee to reflect changes in the total cost of housing, to require sponsors to use their excess interim guideline credits by August 11, 1994, to extend the period of affordability of housing units built pursuant to ordinance from 20 to 50 years, to modify hearing procedure for imposing conditions on a building or site permit under this section, to require sponsors to present a housing development plan to the City within one year of approval of the office development project, to require the start of construction of the housing assisted with the sponsor's monetary contribution or payment of in lieu fee before issuance of the first site or building permit for the office development project for projects approved after January 1, 1990, to require contribution of money to a housing developer or payment of in lieu fee before obtaining a certificate of occupancy for office development projects approved before January 1, 1990, to require sponsors to pay in lieu fee if they fail to present a housing plan to the City within one year after approval of office development project, to modify the enforcement mechanism that insures that affordable housing constructed pursuant to ordinance remains in affordable housing supply, to clarify that sponsors of office projects who elect to contribute a sum equivalent to in lieu fee to a housing developer for the construction of housing have no further obligation to ensure that affordability provisions of the ordinance are enforced after such sponsors contribute the required amount and the start of construction of the housing units, to extend the duration of ordinance for four years, amending Subdivision Code, to provide that a subdivider must comply with OAHPP guidelines

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adopted by Director of Planning before filing of a final or parcel map, to adopt City Planning's finding that amendments to Planning Code Section 313 and Subdivision Code Section 1360 are exempt from environmental review, and to adopt findings pursuant to City Planning Code Section 101.1. (Department of City Planning)

File 115-89-8, Ordinance No.

(Amends City Planning Code Section 313;
Amends Subdivision Code Section 1360.)

(Categorically exempt from environmental review.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Called from Economic and Social Policy Committee
By the Board

Finally Passed

[Seismic Safety]
Ordinance amending Building Code, to establish minimum seismic safety requirements for repair or partial reconstruction of certain earthquake damaged buildings that are located in special soils areas; findings pursuant to California Health and Safety Code Section 17958.5. (Department of Public Works)

File 114-90-2, Ordinance No. 103-90

(Adds Section 104(h).)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]
Ordinance appropriating \$4,495, Adult Probation, for in lieu of sick leave and authorizing the immediate filling of vacated position of Classification 8442 - Senior Probation Officer. (Controller)

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File 101-89-94, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Government Funding]

Ordinance appropriating \$26,410, Public Health - Central Office, for professional services (health services for public school students). (Controller)

File 101 89 96, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Government Funding]

Ordinance appropriating \$15,000, Airports Commission, for 1990 Federal Aviation for minority business enterprise/women business enterprise conference. (Controller)

File 101 89-98, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder, Walker - 8.

Noes: Supervisor Hsieh - 1.

Absent: Supervisors Kennedy, Ward - 2.

[Government Funding]

Ordinance appropriating \$52,105, Public Defender, for permanent salaries and related mandatory fringe benefits. (Controller)

File 101-89-100, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

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Adopted

[New Sublease of Real Property]

Resolution authorizing a new sublease of real property at 1170 Market Street for the Department of Public Works. (Real Estate Department)

File 64-90-4, Resolution No. 196-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker - 7.

Noes: Supervisors Hsieh, Nelder - 2.

Absent: Supervisors Kennedy, Ward - 2.

[Redevelopment Agency Budget]

Resolution approving an amendment to the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 1989-90 to increase the budget by \$135,500 for the purpose of providing financial assistance for capital improvements required to relocate to and open the North/South of Market Adult Day Health Program at the Mendelsohn House in the Yerba Buena Center Project Area. (Redevelopment Agency)

File 161-90-2, Resolution No. 203-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Recommendations of Earthquake Recovery Committee

Consideration Continued

(Supervisor Nelder dissenting in Committee.)

[State of Emergency - Declaration of Policy]

Resolution directing that an appropriate committee of the Board of Supervisors develop a "good neighbor" policy for the City and County and question the Board's decision-making process and response to citizens' needs on a day-to-day basis during and following any emergency or disaster. (Earthquake Recovery Committee)

File 270 90-5.3, Resolution No.

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 2, 1990.

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Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

[San Francisco Disaster Council]

Resolution urging the Mayor to urge the Disaster Council and other appropriate City agencies to develop a neighborhood emergency response plan, convene a meeting of the Disaster Council for the purpose of reviewing the existing emergency response plan and ordinances and resolutions to implement the emergency plan and requesting the Mayor to report to the Board of Supervisors by July 1, 1990, the recommendations of the Council to update, revise, amend or improve existing procedures to mobilize more effectively all resources of the community based upon the earthquake disaster of October 17, 1989. (Earthquake Recovery Committee)

File 270-90-5.4, Resolution No.

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 2, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

[Enhanced Communications During States of Emergency]

Resolution urging the Mayor to urge the Office of Emergency Services to develop an official multi lingual communication plan for the City and County, including all departments and non profit providers, including the designation of specific print and electronic media sources to issue official communications in the event of an emergency and that this designation shall be a part of the City's Emergency Operations Plan. (Earthquake Recovery Committee)

File 270-90-5.5, Resolution No.

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 2, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

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[Emergency Operations Plans]

Resolution urging the Mayor and the Chief Administrative Officer to urge the Commissions and heads of all City departments and agencies, where appropriate, to review and revise emergency operations plans of their respective departments and agencies, and requesting all departments and agencies to present any appropriately revised plans and any necessary implementing legislation to the Board of Supervisors, as coordinated by the Disaster Council; urging the utilization and incorporation of agencies outside of city government as resources in the revision of emergency operations plans. (Earthquake Recovery Committee)

File 270-90-5.6. Resolution No.

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 2, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

Consideration Continued

[Emergency Preparedness Outreach]

Resolution urging the Mayor to urge the Office of Emergency Services to review and augment or to develop and implement a public outreach program, based on the emergency operations plan and utilizing existing resources of the various departments of the City to promote public education about emergency preparedness and the neighborhood emergency response plan component of the City's revised emergency operations plan, to be contained in the City's emergency operations plan. (Earthquake Recovery Committee)

File 270-90-5.7. Resolution No.

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 2, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

[Emergency Services Expert]

Resolution urging the Mayor to consider hiring an emergency services expert to assist and advise the Disaster Council and other appropriate City agencies in preparing and updating the official emergency plan for the City and County. (Earthquake Recovery Committee)

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File 270 90-5.8, Resolution No.

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 2, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

(Supervisor Nelder dissenting in Committee.)

[State of Emergency]

Motion directing the Clerk of the Board of Supervisors to inquire of the City Attorney as to specific provisions of the Charter and any ordinances which establish and determine how, when and by whom a state of emergency is declared in San Francisco and how such a state of emergency is defined, how long and under what circumstances may it continue and how it may be lifted. (Earthquake Recovery Committee)

File 270-90 5.1

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 2, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

(Supervisor Nelder dissenting in Committee.)

[Emergency Operations Plan]

Motion directing the Clerk of the Board to inquire of the City Attorney about questions raised by the special Earthquake Recovery Committee in its consideration of legislation proposed as being included in the Emergency Operations Plan. (Earthquake Recovery Committee)

File 270 90-5.2

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 2, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Kennedy, Ward - 3.

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Recommendations of Administration and Oversight Committee

Passed for Second Reading as Amended

(Supervisor Hsieh dissenting in Committee.)

[Sick Leave and Vacation Credits, Transfer of] Ordinance amending Administrative Code to implement a transfer of sick leave and vacation credits to catastrophically ill employees. (Supervisor Hongisto)

File 179-90-2, Ordinance No.

(Adds Section 16.9-27.)

Supervisor Hongisto, seconded by Supervisor Hsieh, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker 8.

Absent: Supervisors Alioto, Kennedy, Ward 3.

Supervisor Hsieh, seconded by Supervisor Hongisto, moved to amend page seven, lines 14 through 18 by replacing item 1 with the following language: "Within six months following final passage of this ordinance, a task force on Transfer Benefits shall be assembled to review the sick leave and vacation transfer programs, the report of the Executive Director of Employee Relations on the costs of purchasing long term disability insurance for employees of the City and County, this ordinance, and the performance of City and County departments in carrying out their charter and statutory obligations.".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker 9.

Absent: Supervisors Kennedy, Ward 2.

Supervisor Hsieh, seconded by Supervisor Hongisto, moved to further amend page eight, line two, by deleting "if any there be,".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker 9.

Absent: Supervisors Kennedy, Ward 2.

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Supervisor Hongisto, seconded by Supervisor Walker, moved to amend page three, lines three through eight, by replacing item four with the following language: "In order to continue to qualify as catastrophically ill, an employee who has been determined to be catastrophically ill may from time to time be required (i) to submit to specified examination and/or (ii) to supply further documentation of current medical status, as is necessary in the opinion of the Department of Public Health or its designee in order to continue to qualify as catastrophically ill; provided, however, that such requests shall not be made for the purpose of harassing said employee.".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Maher, Walker 6.

Noes: Supervisors Britt, Hsieh, Nelder - 3.

Absent: Supervisors Kennedy, Ward - 2.

The roll was taken on the pending ordinance and it was passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker 9.

Absent: Supervisors Kennedy, Ward - 2.

Adopted

[State Legislation]

Resolution endorsing SB 1853, a measure amending the Brown Act to include any committee on which a member of a legislative body serves and urging the State Legislature to amend existing State law regulating open meetings of State agencies in a comparable manner, by requiring open meetings of any committee created to formulate legislation for consideration by the State Legislature on which a member of the State Legislature serves. (Supervisors Britt, Hongisto)

File 12-90-6, Resolution No. 246-90

Appointment of President Pro Tempore

At the request of the President, Supervisor Gonzalez assumed the Chair so the President could participate in the debate from the floor.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder - 8.

Noes: Supervisor Walker - 1.

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Absent: Supervisors Kennedy, Ward - 2.

The President reassumed the Chair.

[Appointments]

Resolution confirming Mayor's appointments of members to the San Francisco Relocation Appeals Board; rescinding Resolution 971 88. (Administration and Oversight Committee)

File 33 90 2, Resolution No. 189-90

(Patricia Aguayo, vice Percy Steele, Jr., term expired, for three year term ending January 2, 1991;

Betty Brooks, vice Eddie Moriguchi, term expired, for three-year term ending January 2, 1990;

Jamal F. Mogannam, vice Roger Bernhardt, term expired, for three-year term ending January 2, 1991;

Richard B. Hauptman, vice Jose Medina, resigned, for three-year term ending January 2, 1992;

Essie Webb, vice herself, term expired, for three year term ending January 2, 1990.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Appointment]

Resolution confirming Mayor's appointment of member to the San Francisco Redevelopment Agency. (Administration and Oversight Committee)

File 33 90 3, Resolution No. 190 90

(Sonia S. Bolanos, vice Charlotte Berk, term expired, for four-year term ending September 3, 1993.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

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[Appointments]

Resolution confirming Mayor's appointments of members to the San Francisco Relocation Appeals Board. (Administration and Oversight Committee)

File 33 90-4, Resolution No. 191 90

(Essie Webb, vice herself, term expired, for three-year term ending January 2, 1993;

Betty Jean Brooks, vice herself, term expired, for three year term ending January 2, 1993.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Clean Air and Transportation Improvement Act of 1990]

Resolution endorsing the Clean Air and Transportation Improvement Act of 1990 which will be on the ballot for the June, 1990 State-wide election. (Supervisor Britt)

File 60 90 4, Resolution No. 181 90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Appointments]

Resolution appointing member to the Maternal, Child and Adolescent Health Board. (Administration and Oversight Committee)

File 92-86-47, Resolution No. 193-90

(Ellie Journey, vice Charles Spitz, term expired, for three-year term ending August 31, 1992.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Monday, March 19, 1990

[Appointment]

Resolution appointing member to the San Francisco Mental Health Advisory Board. (Administration and Oversight Committee)

File 92 89 47.3, Resolution No. 194 90

(Louise Swig, vice Erma Brim, (public interest), term expired, for the three-year term ending January 31, 1993.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward 2.

[Appointments]

Resolution appointing members to the San Francisco Telecommunications Policy Committee. (Administration and Oversight Committee)

File 92-89-57, Resolution No. 195-90

(Roberto Esteves, vice himself, (local government), term expired, for term ending February 1, 1992;

Linda Post, vice herself, (public interest), term expired, for term ending February 1, 1992;

Bryon Rhett, vice George Kelsey, (public interest), term expired, term ending February 1, 1992;

Carole Roberts, vice Will Leong, (TV production), term expired, term ending February 1, 1992;

Adam Kravitz, vice Stanley Herzstein, (public interest), term expired, term ending February 1, 1992.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward 2.

[Appointments]

Resolution appointing members to the San Francisco Advisory Council to the Commission on the Aging. (Administration and Oversight Committee)

File 92-90-2.2, Resolution No. 192-90

(Daisie Harrison, vice herself, for two year term ending March 31, 1992;

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Marjorie Stern, vice herself, term expired, for two-year term ending March 31, 1992;

Lena May Leong, vice Lynn Brown, term expired, for two-year term ending March 31, 1992;

Vivian Hallinan, vice Marion Levy, term expired, for two-year term ending March 31, 1992;

Alexandra Glazunova, vice herself, term expired, for two-year term ending March 31, 1992;

Othella Childs, vice herself, term expired, for two-year term ending March 31, 1992.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

SPECIAL ORDER - 3:00 P.M.

Consideration Continued

[Public Hearing]

Hearing of appeal from the decision of the City Planning Commission by its Motion No. 11851, dated January 25, 1990, disapproving Conditional Use Application No. 89.143C, to convert a management office at the rear of the lowest floor of the building to a 12th dwelling unit on a lot with 14,990 square feet in an RH-3 (House, Three Family) District of property located at 445 Burnett Avenue.

File 37 90 1

(Appeal filed February 23, 1990)
(Categorically exempt from Environmental Review.)

Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to March 26, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

From the Clerk

Consideration Continued

Monday, March 19, 1990

(Only one of the following two motions should be adopted.)

[Zoning Appeal]

Motion approving decision of the City Planning Commission by its Motion No. 11851, dated January 25, 1990, disapproving Application No. 89.143C, for conditional use of property at 445 Burnett Avenue.

File 37 90-1.1

Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to March 26, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward 2.

[Zoning Appeal]

Motion disapproving decision of the City Planning Commission by its Motion No. 11851, dated January 25, 1990, disapproving Application No. 89.143C, for conditional use of property at 445 Burnett Avenue.

File 37-90-1.2

Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to March 26, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward 2.

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to proposed conditional use of property at 445 Burnett Avenue, for action by the Board at its next meeting.

File 37-90-1.3

Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to March 26, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward 2.

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PUBLIC COMMENT

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1 90-12, Resolution No. 185-90

(Willie B. Kennedy, member, Board of Supervisors, May 8 - 13; Peter Ashe, member, Retirement Board, March 27 - 28 and April 29 - May 2; Thad Brown, Tax Collector, March 27 - April 1; Rand Castile, Director, Asian Art Museum, March 12 - 15; Kenneth E. Dowlin, City Librarian, April 17 - 18; Thomas J. Elzey, General Manager, Public Utilities Commission, April 29 - May 2; Victor G. Makras, President, Board of Permit Appeals, March 10 - 17; Maurice Mann, member, Retirement Board, March 11 - 14; Harry S. Parker, III, Director, Fine Arts Museums, March 18 - 20; Dodie Rosekrans, member, Arts Commission, March 10 - 31; Marjorie Seller, member, Asian Art Commission, May 5 - 8, 1990.)

Adopted.

[Proclamation]

Resolution urging the Mayor to proclaim the week of May 6-13, 1990 as "Clean Air Week" and to proclaim May 10, 1990 as "Don't Drive Alone Day" and urging the people of San Francisco to consider adjustments to their lifestyles and their environment which will enhance respiratory health. (Supervisor Britt)

File 4 90-6, Resolution No. 182-90

Adopted.

[Salary Standardization Ordinance - 1990-91]

Motion extending to and including April 23, 1990, the date for passage for second reading and extending to and including April 30, 1990, the date for the final adoption of the Salary Standardization Ordinance for persons employed by the City and County, the Community College District and the Unified School District whose compensations are subject to provisions of Sections 8.400, 8.401 and 8.407 of the Charter. (Supervisor Britt)

File 106 90-2

Adopted.

Monday, March 19, 1990

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Hallinan, Hongisto, Hsieh, Nelder, Walker - 6.

Absent: Supervisors Alioto, Gonzalez, Kennedy, Maher, Ward - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Employee Cafeteria Plan]

Ordinance amending Administrative Code by amending Sections 16.904 and 16.905 to authorize a benefits cafeteria plan for employees of the City and County, the Unified School District and the Community College District and to provide for the approval of a voluntary dependent care assistance program under the City's cafeteria plan. (Supervisor Walker presented.) Referred to Administration and Oversight Committee.

File 97-90-13

[Privacy of Personal Data]

Ordinance amending Administrative Code by adding Chapter 121, protecting the privacy of personal data of citizens and organizations of San Francisco acquired by departments, agencies or officials of the City and County. (Supervisor Hongisto presented.) Referred to City Services Committee.

File 97-90-14

Adopted

[Earth Day 1990 - Global Cities Project]

Resolution urging the Mayor to join the Global Cities Project of Earth Day 1990, and urging the Mayor to submit to the Board of Supervisors a request for a supplemental appropriation in the amount of \$2,000 to fund the City's participation in the Global Cities Project.

File 4-90 7. Resolution No. 186-90

Supervisor Britt presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Maher, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Monday, March 19, 1990

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker 9.

Absent: Supervisors Kennedy, Ward 2.

Resolution adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hongisto, Hsieh, Nelder, Walker 6.

Absent: Supervisors Alioto, Gonzalez, Kennedy, Maher, Ward 5.

[Zoning Map Time Extension]

Resolution extending to May 8, 1990 the deadline for the City Planning Commission to render its decision on a rezoning proposal initiated by the Board of Supervisors for Bernal Heights.

File 36 89 5.1, Resolution No. 187-90

Supervisor Walker presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Maher, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker 9.

Absent: Supervisors Kennedy, Ward 2.

Resolution adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hongisto, Hsieh, Nelder, Walker 6.

Absent: Supervisors Alioto, Gonzalez, Kennedy, Maher, Ward 5.

[Street Closing]

Resolution authorizing temporary closing of Gold Street, between Sansome and Montgomery Streets, on Thursday, March 22, 1990, from 2:00 p.m. to 6:00 p.m., for the filming of a television commercial by Sandbank and Partners.

File 42 90 8, Resolution 188 90

Monday, March 19, 1990

Supervisor Walker presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Maher, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Maher 2.

Resolution adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hongisto, Hsieh, Nelder, Walker - 6.

Absent: Supervisors Alioto, Gonzalez, Kennedy, Maher, Ward - 5.

Referred to Board

[SFFD Federal Consent Decree]
Resolution urging the Executive Committee of Firefighters' Union Local 798 to withdraw its legal challenges to the Federal Consent Decree entered by the Honorable Marilyn Hall Patel of the United States District Court, Northern District of California, on June 10, 1988; and urging the membership of Local 798 to support the goals of the Consent Decree and the administration of the Fire Department to integrate the ranks of the Fire Department; and urging the membership of Local 798 to authorize the union to become a signatory to the Consent Decree. (Supervisors Alioto, Britt, Walker, Hallinan, Gonzalez presented.) Referred to Board March 26, 1990
Immediate Adoption Calendar.

File 208-90-1

Requests for Hearings

File 60-90 3.2, By Supervisor Walker: To consider rebuttal argument concerning Proposition A, public safety improvement bond issue in the amount of \$332,400,000 for earthquake repairs and earthquake hazards reduction, asbestos abatement, and providing access for the disabled to buildings owned by the City and County. Referred to Finance Committee.

File 303-89 3, By Supervisor Walker: To consider rebuttal argument concerning Proposition C, a charter amendment relating to financing purchase of equipment. Referred to Administration and Oversight Committee.

File 286-89 3, By Supervisor Britt: To consider rebuttal argument concerning Proposition D, an ordinance creating a neighborhood beautification and graffiti clean up fund. Referred to Administration and Oversight Committee.

Monday, March 19, 1990

File 60-90-6.2, By Supervisor Britt: To consider rebuttal argument concerning Proposition F, an initiative petition Charter amendment to provide minimum levels of fire protection for the City and County of San Francisco. Referred to Administration and Oversight Committee.

File 186-90-3, By Supervisor Britt: To consider rebuttal argument concerning Proposition G, a Charter amendment relating to the health benefits for former members of the Board of Supervisors. Referred to Administration and Oversight Committee.

File 300-89-3, By Supervisor Britt: To consider rebuttal argument concerning Proposition H, a Charter amendment relating to retirement benefits for fire safety inspectors and fire protection engineers. Referred to Administration and Oversight Committee.

File 181-90-3, By Supervisor Britt: To consider rebuttal argument concerning Proposition I, a Charter amendment regarding employment after retirement for certificated employees. Referred to Administration and Oversight Committee.

File 225-89-3, By Supervisor Britt: To consider rebuttal argument concerning Proposition J, a Charter amendment establishing a Human Rights Commission. Referred to Administration and Oversight Committee.

File 283-89-3, By Supervisor Britt: To consider rebuttal argument concerning Proposition K, a Charter amendment relating to seven member commissions and Board of Permit Appeals. Referred to Administration and Oversight Committee.

File 299-89-3, By Supervisor Britt: To consider rebuttal argument concerning Proposition L, a Charter amendment providing that all appointees to Charter or legislatively established boards, commissions and advisory bodies, except as provided, be residents of San Francisco. Referred to Administration and Oversight Committee.

File 298-89-3, By Supervisor Britt: To consider rebuttal argument concerning Proposition M, a Charter amendment providing that as a policy goal, no board or commission shall be comprised of more than a simple majority of the same gender. Referred to Administration and Oversight Committee.

File 60-90-2.2, By Supervisor Britt: To consider rebuttal argument concerning Proposition N, an initiative petition Charter amendment limiting Supervisors to two consecutive four-year terms; eligibility of incumbent Supervisors. Referred to Administration and Oversight Committee.

File 161-90-4, By Supervisors Maher and Walker: To consider reorganizations of the Redevelopment Agency and the Housing Authority, with consideration to include present sources of funding of the administrative and project costs of each agency, levels of public accountability for each agency and possibility of the Board of Supervisors becoming the Redevelopment Agency. Referred to City Services Committee.

Monday, March 19, 1990

Motion

Referred to Board

[Ballot Measure]

Motion withdrawing from the ballot for the June 5, 1990 election proposed Charter amendment identified as Proposition E, relating to the hours, tours of duty and compensation of the uniformed ranks of the Fire Department. File 290-89-3. (Supervisor Alioto presented.) Referred to Board March 26, 1990 Immediate Adoption Calendar.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to his Honor, President Bush, urging him to accept the invitation to address the Sixth International AIDS Conference scheduled in San Francisco in June, 1990.

By Supervisor Hallinan, that letter of inquiry be sent to Chief Administrative Officer to determine the status of the west bank of elevators in City Hall; such as, have estimates been obtained for the repair, will a supplemental appropriation request be forthcoming and when are the repairs contemplated.

By Supervisor Hallinan, that City Attorney draft appropriate legislation providing for the creation of a sister city affiliation between the City and County and the City of Managua, Nicaragua.

By Supervisor Nelder, that City Attorney draft appropriate legislation which would provide that permit fees for earthquake damage repair be reduced from the legally established level to \$10.00.

By Supervisor Nelder, that City Attorney draft appropriate legislation which would create a registration system (for anyone who chooses to use it) for disabled elderly persons to register for purposes of health or safety checks by the Department of Public Health in the event of an earthquake, fire or other catastrophe creating a state of emergency citywide or in the area of the registered person's listed home address. The system would include a reference to a close friend or relative.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Jane McKaskle Murphy (The entire Board)

File 2-90-12

Unanimously adopted by a rising vote.

Monday, March 19, 1990

ADJOURNMENT

There being no further business, the Board at the hour of 4:40 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 27, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



January, March, May, 1897

Journal of Proceedings Board of Supervisors

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, March 26, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 7.

Noted absent at first roll call:

Supervisors Alioto, Gonzalez, Hongisto, Maher - 4.

Quorum present.

Supervisor Alioto was noted present at 2:07 p.m.

Supervisor Gonzalez was noted present at 2:10 p.m.

Supervisor Hongisto was noted present at 2:17 p.m.

Supervisor Maher was noted present at 2:08 p.m.

SPECIAL ORDER - 2:00 P.M.

Committee Reports

Recommendations of Administration and Oversight Committee

Adopted

[Rebuttal Argument]

Motion submitting rebuttal argument to ballot argument against Proposition D, an ordinance creating a neighborhood beautification and graffiti clean-up fund. (Supervisor Gonzalez)

File 286-89-3

Monday, March 26, 1990

Supervisor Britt presented as recommendation of Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Hallinan, Maher - 2.

Adopted as Amended

(Supervisor Hsieh dissenting in Committee.)

[Rebuttal Argument]

Motion submitting rebuttal argument to ballot argument supporting Proposition F, an initiative petition Charter amendment to provide minimum levels of fire protection for the City and County of San Francisco. (Administration and Oversight Committee)

File 60-90-6.2

Supervisor Britt presented as recommendation of Committee.

Supervisor Hallinan, seconded by Supervisor Hsieh, moved to amend rebuttal argument on line five by deleting "Virtually every" and inserting "Most".

Motion to amend adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Noes: Supervisors Alioto, Hsieh, Maher, Nelder - 4.

Absent: Supervisor Hongisto - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Noes: Supervisors Alioto, Hsieh, Maher, Nelder - 4.

Absent: Supervisor Hongisto - 1.

Adopted

(Supervisor Hsieh dissenting in Committee.)

[Rebuttal Argument]

Motion submitting rebuttal argument to ballot argument against Proposition K, a Charter amendment relating to seven member commissions and Board of Permit Appeals. (Supervisor Ward)

Monday, March 26, 1990

File 283-89-3

Supervisor Britt presented as recommendation of Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Walker, Ward - 7.

Noes: Supervisors Hsieh, Maher, Nelder - 3.

Absent: Supervisor Hongisto - 1.

[Rebuttal Argument]

Motion submitting rebuttal argument to ballot argument against Proposition L, a Charter amendment providing that all appointees to Charter or legislatively established boards, commissions and advisory bodies, except as provided, be residents of San Francisco. (Supervisor Hongisto)

File 299-89-3

Supervisor Britt presented as recommendation of Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 7.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisors Hongisto, Ward - 2.

Adopted as Amended

(Supervisor Hsieh dissenting in Committee.)

[Rebuttal Argument]

Motion submitting rebuttal argument to ballot argument supporting Proposition N, an initiative petition Charter amendment limiting supervisors to two consecutive four-year terms eligibility of incumbent supervisors. (Administration and Oversight Committee)

File 60-90-2.2

Supervisor Britt presented as recommendation of Administration and Oversight Committee.

Supervisor Walker, seconded by Supervisor Maher, moved to amend the rebuttal argument, on the last line, by deleting "and the Mayor".

Monday, March 26, 1990

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Supervisor Walker, seconded by Supervisor Maher, moved to further amend the first paragraph, second sentence, by deleting the sentence and inserting "Since just 1983, three-nonincumbent supervisors have been individually elected to the Board."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Supervisor Nelder, seconded by Supervisor Hsieh, moved to further amend the first paragraph, by deleting the third sentence, beginning with "They claim that" and ending with "supports N."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 7.

Noes: Supervisors Britt, Gonzalez, Kennedy - 3.

Absent: Supervisor Ward - 1.

Supervisor Walker, seconded by Supervisor Maher, moved to further amend the first paragraph, second sentence, by changing "1983" to "1982".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

The roll was called on the rebuttal argument and it was adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 9.

Noes: Supervisors Hsieh, Maher - 2.

Monday, March 26, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$4,495, Adult Probation, for in lieu of sick leave and authorizing the immediate filling of vacated position of Classification 8442 - Senior Probation Officer. (Controller)

File 101-89-94, Ordinance No. 110-90

Finally passed.

[Government Funding]

Ordinance appropriating \$26,410, Public Health - Central Office, for professional services (health services for public school students). (Controller)

File 101-89-96, Ordinance No. 109-90

Finally passed.

[Government Funding]

Ordinance appropriating \$19,799,658, Airports Commission, for various capital improvement projects, including earthquake related repairs. (Controller)

File 101-89-97, Ordinance No. 111-90

Finally passed.

[Government Funding]

Ordinance appropriating \$52,105, Public Defender, for permanent salaries and related mandatory fringe benefits. (Controller)

File 101-89-100, Ordinance No. 113-90

Finally passed.

Adopted

[Contract]

Resolution concurring with the Controller's certification that services of the Budget Analyst can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Clerk of the Board)

Monday, March 26, 1990

File 25-90-1, Resolution No. 209-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Mental Health Programs Division, to accept and expend a grant of \$68,571 from the State Department of Mental Health Services to augment the AIDS Dementia/Mental Health Facility. (Mayor)

File 146-90-22, Resolution No. 216-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Director of Public Works to apply for, accept and expend \$146,000 of Transportation Development Act (TDA) Article 3 funds for bicycle/pedestrian projects. (Department of Public Works)

File 148-90-1, Resolution No. 217-90

Adopted.

[Grant Application]

Resolution authorizing the Department of Social Services to apply for, accept and expend a grant from the California Youth Authority in the amount of \$8,600 to provide a portion of the salary of a Child Welfare Worker in the Homeless Youth Unit in the Family and Children's Services Division. (Department of Social Services)

File 153-90-2, Resolution No. 218-90

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Carlos Jones against the City and County by payment of \$17,500. (City Attorney)

File 45-90-5, Ordinance No. 107-90

Finally passed.

Monday, March 26, 1990

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Frank McDowell against the City and County by payment of \$11,500. (City Attorney)

File 45-90-6. Ordinance No. 108-90

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$15,000, Airports Commission, for 1990 Federal Aviation for minority business enterprise/women business enterprise conference. (Controller)

File 101-89-98, Ordinance No. 112-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noes: Supervisor Hsieh - 1.

Adopted

[Emergency Repair]

Resolution approving emergency expenditure for repair to a San Francisco Water Department transmission water feeder main and resulting damage to the City of South San Francisco City street. (Public Utilities Commission)

File 28-90-4, Resolution No. 211-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Monday, March 26, 1990

Absent: Supervisor Hallinan - 1.

Recommendation of Administration and Oversight Committee

Finally

(Supervisor Hsieh dissenting in Committee.)

[Sick Leave and Vacation Credits, Transfer of]
Ordinance amending Administrative Code to implement transfer of sick leave and vacation credits to catastrophically ill employees.
(Supervisor Hongisto)

File 179-90-2, Ordinance No. 114-90

(Adds Section 16.9-27.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]
Ordinance appropriating \$801,800, Police Department, for uniforms.
(Controller)

File 101-89-99, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Government Funding]
Ordinance appropriating \$1,572,834, for various bond fund capital improvement projects (1989 Earthquake Safety), for City Attorney, Controller, Fire Department, Academy of Sciences, Fine Arts Museums, Asian Art Museum, Laguna Honda Hospital and Public Works; placing \$945,700 on reserve. (Controller)

File 101-89-101, Ordinance No.

Passed for second reading by the following vote:

Monday, March 26, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Government Funding]

Ordinance appropriating \$64,850, Sheriff, for permanent salaries and related mandatory fringe benefits, uniforms and equipment purchase, for the creation of five positions. (Controller)

File 101-89-102, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker - 8.

Noes: Supervisors Hsieh, Nelder - 2.

Absent: Supervisor Ward - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Sheriff Department, reflecting the addition of five limited duration positions; companion measure to File 101-89-102. (Civil Service Commission)

File 102-89-40, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker - 8.

Noes: Supervisors Hsieh, Nelder - 2.

Absent: Supervisor Ward - 1.

Adopted

[Airport Service Contract]

Resolution approving the "Agreement for Operator Assisted Long Distance Service from Pacific Bell Public Pay Phones" between AT&T and the City and County acting by and through its Airports Commission. (Finance Committee)

File 27-90-5.1, Resolution No. 210-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Monday, March 26, 1990

[Emergency Repair]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to restore the integrity of earthquake damaged streets throughout the City. (Department of Public Works)

File 28-90-5, Resolution No. 212-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Airport Administration]

Resolution approving a declaration of emergency, electrical power cable failure, Cable 12NANB-1 San Francisco International Airport - \$425,000. (Airports Commission)

File 28-90-6, Resolution No. 213-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Annual Audit - Controller]

Resolution ordering Annual Audit of Controller's Books, declaring intention of the Board of Supervisors to order an annual audit of Controller's Books and to exercise the final one year renewal option of a contract with a consortium of accounting firms (Peat Marwick Main & Co., Williams, Adley & Company and Associated Asian CPA Firms). (Controller)

File 95-90-1, Resolution No. 215-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Adopted as Amended

[Redevelopment Agency Budget]

Resolution approving an amendment to the budget of the Redevelopment Agency of the City and County for fiscal year 1989-90 to increase the budget by ((\$541,555)) \$496,555 for contractual services for the

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purpose of providing financial assistance to ten community-based organizations engaged in affordable housing development, preservation and marketing services and the rehabilitation of community facilities. (Redevelopment Agency)

File 161-90-1. Resolution No. 219-90

Supervisor Walker, seconded by Supervisor Hsieh, moved to amend page one, line 17 and page two, line 11 by deleting "\$591,555" and inserting "\$496,555".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Recommendation of Economic and Social Policy Committee

Passed for Second Reading as Amended

[Hotel Conversion Ordinance]
Ordinance amending Administrative Code, (Residential Hotel Unit Conversion and Demolition) and amending Building Code to amend the hotel conversion fee schedule. (Supervisors Walker, Ward, Hallinan)

File 113-89-2. Ordinance No.

(Repeals Administrative Code, Chapter 41
and enacts a new Chapter 41;
amends Building Code Section 333.2.)

Supervisor Hallinan, seconded by Supervisor Nelder, moved to amend page eight, lines seven through 12, by deleting "or a tenant's organization" through "provisions of this Chapter";

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Supervisor Hallinan, seconded by Supervisor Nelder, moved to amend page 20, line seven, by replacing "7" with "5".

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Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Kennedy - 1.

Supervisor Hallinan, seconded by Supervisor Gonzalez, moved to rescind the previous vote.

No objection and motion carried.

Supervisor Hallinan, seconded by Supervisor Walker, moved substitute amendment which would amend page 20, line seven, by replacing "7 p.m." with "5 p.m." and by inserting "Monday through Friday unless the Superintendent of the Bureau of Building Inspection reasonably believes that further enforcement efforts are necessary for specified residential hotels, in which case the Bureau of Building Inspection shall notify the hotel owner or operator that the daily logs shall be available for inspection between the hours of 9 a.m. and 7 p.m.".

There being no objection, on motion by Supervisor Hongisto, seconded by Supervisor Hallinan, pending substitute amendment further amended by adding the phrase "and the City Attorney" after "Building Inspection".

Supervisor Maher, seconded by Supervisor Nelder, moved to rerefer to Committee with pending amendment.

Motion to rerefer to Committee with pending amendment refused adoption by the following vote:

Ayes: Supervisors Hsieh, Maher, Nelder - 3.

Noes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Walker, Ward - 7.

Absent: Supervisor Gonzalez - 1.

The roll was called on the pending substitute amendment, as further amended, and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Supervisor Hsieh, seconded by Supervisor Nelder, moved to continue consideration to April 23, 1990.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Alioto, Hsieh, Maher, Nelder - 4.

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Noes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 7.

Supervisor Hongisto, seconded by Supervisor Hallinan, moved to amend page 21, line 17 by replacing "at the time of" with "by the next business day following".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Supervisor Nelder, seconded by Supervisor Hsieh, moved to amend page 28 to change "criminal penalties" to "civil penalties".

After a period of discussion, Supervisor Walker, seconded by Supervisors Alioto and Maher, moved the previous question.

The Clerk then stated "Shall the previous question be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

The roll was called on the pending motion to amend and it was refused adoption by the following vote:

Ayes: Supervisors Alioto, Hsieh, Maher, Nelder - 4.

Noes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 7.

The roll was then called on the pending ordinance and it was passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 8.

Noes: Supervisors Hsieh, Maher, Nelder - 3.

Recommendations of City Services Committee

Consideration Continued

[Curfew Law]

Ordinance amending Police Code, relating to the Curfew Law for minors. (Police Commission)

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File 121-89-10, Ordinance No.

(Amends Section 539.)

Supervisor Hallinan, seconded by Supervisor Gonzalez, moved to continue consideration to April 9, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

Adopted

[Emergency Medical Training]

Resolution urging the Mayor to urge the Fire Commission to include funds in its budget proposal for 1990-91 to upgrade the level of firefighter medical training to EMT and to expand the department's medical supervision program in order to improve the emergency medical services provided to city residents. (Supervisors Alioto, Gonzalez, Kennedy)

File 30-90-2.1, Resolution No. 214-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Goddess of Democracy]

Resolution urging the Mayor to urge the Recreation and Park Commission to take appropriate and immediate action to consider granting the permit allowing a temporary display of the "Goddess of Democracy" in Justin Herman Plaza, especially on and about June 3, 1990, while the statue's permanent placement in Portsmouth Square is being considered. (Supervisors Alioto, Hongisto, Nelder, Hsieh)

File 193-90-3.1, Resolution No. 220-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

From the Clerk of the Board

Adopted

Monday, March 26, 1990

[Condominium Project]

Motion approving final map of 4770 Mission Street, a condominium, being a resubdivision of Lot 35 in Assessor's Block 6956; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-8

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Condominium Project]

Motion approving final amended map of a portion of Holiday Map "A" showing easement and maintenance agreement of Gates Street fronted by Lots 19-24 in Assessor's Block 5814; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-9

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Condominium Project]

Motion approving final map of 382-394 Elizabeth Street, a condominium, being a resubdivision of Lot 28 in Assessor's Block 3652; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-10

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Condominium Project]

Motion approving final map of 1489 Webster Street, a condominium, being a resubdivision of Lot 23 in Assessor's Block 708. (Department of Public Works)

File 58-90-11

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Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[New Condominium Project]

Motion approving final map of 601 Fourth Street, also known as The Lofts, a condominium, being a resubdivision of Lot 29 in Assessor's Block 3787; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-12

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of appeal from the decision of the City Planning Commission by its Motion No. 11851, dated January 25, 1990, disapproving Conditional Use Application No. 89.143C, to convert a management office at the rear of the lowest floor of the building to a 12th dwelling unit on a lot with 14,990 square feet in an RH-3 (House, Three-Family) District of property located at 445 Burnett Avenue.

File 37-90-1

(Appeal filed February 23, 1990)
(Categorically exempt from Environmental Review.)

The following persons were sworn in and granted privilege of the floor:

Appellants:

Robert McCarthy, representing project sponsor;
Ruth Lawrence, 1807 Diamond Street;
Mr. Lawrence, 1807 Diamond Street;
Property Manager, 445 Burnett Avenue.

Respondents:

Bob Passmore, representing Department of City Planning and City Planning Commission;
Renee Simoni, 112 Terra Vista;
Zelco Simoni, 112 Terra Vista.

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A rebuttal period was allowed.

The President then declared the hearing closed.

From the Clerk

Tabled

(Only one of the following two motions should be adopted.)

[Zoning Appeal]

Motion approving decision of the City Planning Commission by its Motion No. 11851, dated January 25, 1990, disapproving Application No. 89.143C, for conditional use of property at 445 Burnett Avenue.

File 37-90-1.1

Supervisor Maher, seconded by Supervisor Nelder, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

Adopted as Amended

[Zoning Appeal]

Motion disapproving decision of the City Planning Commission by its Motion No. 11851, dated January 25, 1990, disapproving Application No. 89.143C, for conditional use of property at 445 Burnett Avenue and approving granting a conditional use permit subject to conditions."

File 37-90-1.2

Supervisor Nelder, seconded by Supervisor Hallinan, moved to amend the title on line 3, after "Avenue" by adding "and approving granting a conditional use permit subject to conditions" and amend line 13 by adding four conditions as follows:

- "A. The applicant shall donate his \$3100 rent profit from the converted manager's office to affordable housing fund;
- B. The applicant shall, without protest or appeal, pay whatever fine may be levied by Bureau of Building Inspection for the illegal use of the manager's office as a housing unit;
- C. The applicant shall subject the manager's unit to the City's Residential Rent Stabilization and Arbitration Ordinance;

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- D. The applicant shall limit any sale of the converted manager's unit to a price not to exceed the price established by the guidelines, in effect at the time of sale, established by the Mayor's Office of Housing for low to moderate income families, to wit: the maximum price for said purchaser who earns no more than 20% of the median household income in San Francisco;
- E. The applicant shall cause to be amended the condominium subdivision map governing the division of the Subject property to include all changes to the buildings thereon which have occurred since May 27, 1988, the date of adoption of the Final Subdivision Map (Department Case No. 87.285Q). Additionally, said Map shall be amended to show the actual configuration of the parking space labeled thereon as "G-12" which space is to be designated as the parking space for the herein-authorized 12th dwelling unit."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

Adopted

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to proposed conditional use of property at 445 Burnett Avenue, for action by the Board at its next meeting.

File 37-90-1.3

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

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PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Ace Washington.

IMMEDIATE ADOPTION CALENDAR

Severed from Immediate Adoption Calendar

Supervisor Alioto requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Referred to Committee

[SFFD - Federal Consent Decree]

Resolution urging the Executive Committee of Firefighters' Union Local 798 to withdraw its legal challenges to the Federal Consent Decree entered by the Honorable Marilyn Hall Patel of the United States District Court, Northern District of California, on June 10, 1988; and urging the membership of Local 798 to support the goals of the Consent Decree and the administration of the Fire Department to integrate the ranks of the Fire Department; and urging the membership of Local 798 to authorize the union to become a signatory to the Consent Decree. (Supervisors Alioto, Britt, Walker, Hallinan, Gonzalez)

File 208-90-1, Resolution No.

On objection of Supervisor Hsieh, referred to Administration and Oversight Committee.

Adopted

[Ballot Measure]

Motion withdrawing from the ballot for the June 5, 1990 election proposed Charter amendment identified as Proposition E, relating to the hours, tours of duty and compensation of the uniformed ranks of the Fire Department. (Supervisor Alioto)

File 290-89-3

Supervisor Ward, seconded by Supervisor Kennedy, moved to amend the motion to place the measure on the November 6, 1990 ballot.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Gonzalez, Hongisto, Kennedy, Walker, Ward - 5.

Noes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder - 6.

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Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Nelder - 6.

Noes: Supervisors Gonzalez, Hongisto, Kennedy, Walker, Ward - 5.

The Board resumed its consideration of the following items on the Immediate Adoption Calendar.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-13, Resolution No. 207-90

(Willie B. Kennedy, member, Board of Supervisors, April 6 - 9; Michael Hennessey, Sheriff, April 23 - May 5; Frank M. Jordan, Chief of Police, April 8 - 15, 1990.)

Adopted.

[Disaster Relief Fund]

Resolution authorizing the Mayor and other designated City and County officials to execute and file, on behalf of the City and County, an application for Federal and State Financial Assistance for earthquake recovery. (Supervisor Britt)

File 270-90-8, Resolution No. 208-90

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 8.

Absent: Supervisors Alioto, Hongisto, Nelder - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Monday, March 26, 1990

Referred to Committee

[Assisted Housing Preservation]

Draft ordinance amending Administrative Code by adding new chapter which would assist public and private efforts to ensure that housing affordable to very low, low and moderate income households is not permanently removed from the housing stock, to preserve and promote a supply of housing that is affordable to very low, low and moderate income residents in the community and to protect the diversity of the community by preventing displacement of very low, low and moderate income households, and to prevent homelessness. (Supervisor Ward presented.) Referred to Economic and Social Policy Committee.

File 97-90-16

[Parking Permits for Home Care Nurses]

Ordinance amending Traffic Code by adding Section 202.F relating to parking permits for visiting home care nurses. (Supervisor Britt presented.) Referred to Economic and Social Policy Committee.

File 124-90-2

Referred to Board

[Commendation]

Resolution honoring Mr. Jack McKay on the occasion of his retirement from Support Services for Elders after more than 30 years of devoted and selfless service to the senior citizens of San Francisco. (Supervisor Nelder presented.) Referred to Board April 2, 1990 Immediate Adoption Calendar.

File 4-90-8

Referred to Committee

[Bond Sale]

Resolution providing for the issuance of \$59,700,000 aggregate principal amount of San Francisco General Obligation Bonds (Public Safety Project), including the issuance of an initial series thereof in the aggregate principal amount of \$20,500,000 and designated as the City and County of San Francisco General Obligation Bonds, Series 1990B (Public Safety Improvement Project); authorizing the execution, authentication and registration of said bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories for said bonds; and providing for the establishment of funds related thereto. (Supervisor Walker presented.) Referred to Finance Committee.

File 170-90-2

[Bond Sale]

Resolution authorizing and directing the sale of \$6,600,000 aggregate principal amount of City and County of San Francisco

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General Obligation Bonds, Series 1990A (Library Facilities Project) and \$20,500,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds, Series 1990B (Public Safety Improvement Project); authorizing the publication of an Official Notice of Sale relating thereto; specifying the forms of said bonds and authorizing the preparation thereof; establishing funds related thereto; Approving the Official Statement relating to said bonds; consenting to the submission of bids by the financial consultants and authorizing official action (Supervisor Walker presented.) Referred to Finance Committee.

File 170-90-3

[Academy of Sciences]

Resolution authorizing reimbursement to the California Academy of Sciences from the proceeds of the November 7, 1989 Proposition A bond proceeds (public buildings safety improvement bonds) for the Academy's expenditures of its private funds for the seismic upgrading of certain Academy buildings owned by the City. (Supervisor Walker presented.) Referred to Finance Committee.

File 209-90-1

Requests for Hearings

File 56-90-3, By Supervisor Walker: To consider setting times certain in Board of Supervisors and Board committee meetings when items specifically affecting disabled residents are considered. Referred to Administration and Oversight Committee.

File 56-90-4, By Supervisor Walker: To consider Board of Supervisors Rules of Order pertaining to "Limitations On Speaking" (Rule 2.3). Referred to Administration and Oversight Committee.

File 108-90-2, By Supervisor Hongisto: To consider the administrative process for awarding grants to community-based organizations that offer AIDS services. Referred to City Services Committee.

File 188-90-3, By Supervisor Hsieh: To consider the March 21, 1990 Groundwater Management Report. Referred to City Services Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to his Honor, the Mayor, inquiring why the Senior Escort Service is being consolidated despite the fact the Board of Supervisors voted against the consolidation of the program. What is being done to reopen the Mission Office and what is the status of each neighborhood office.

By Supervisor Alioto, that letter be sent to the Park and Open Space

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Advisory Committee inquiring whether a date has been set for hearing to consider purchasing the ice rink on 48th Avenue.

By Supervisor Kennedy, that letters of inquiry be sent to his Honor, the Mayor, and the General Manager, Recreation and Park Department, to determine whether request for proposals (RFPs) will be issued to determine the viability of Proposition V which proposed using private dollars to renovate Candlestick Park.

By Supervisor Kennedy, that City Attorney prepare appropriate legislation to amend the hotel conversion ordinance to eliminate the hotel tax on residential hotel rooms.

By Supervisor Kennedy, that letters of inquiry be sent to Chief of Police and Director of Health concerning loitering and debris at the corner of Cortland and Ellsworth Streets to determine what assistance each addressee may provide to help alleviate the problem.

By Supervisor Kennedy, that letter be sent to General Manager, Public Utilities, transmitting copy of correspondence concerning the Number 36 bus line and its irregular schedule and inquiring what can be done to make sure the buses run on a regular timetable.

By Supervisor Kennedy, that letter be sent to Superintendent of Schools concerning the requirement that students must pass the swimming test in order to graduate to determine why this law was initiated and whether some other requirement can be substituted for this or the rule deleted.

By Supervisor Walker, that letter of inquiry be sent to Director of Public Works to determine why funds for curb cuts are not included in the proposed 1990-91 departmental budget.

By Supervisor Walker, that City Attorney prepare appropriate legislation which would permit the setting of times certain in Board of Supervisors and Board committee meetings when items specifically affecting disabled residents are considered.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Hillel Maisel (Supervisor Walker)
Ernest Flade (Supervisor Kennedy)

File 2-90-13

Unanimously adopted by a rising vote.

Monday, March 26, 1990

ADJOURNMENT

There being no further business, the Board at the hour of 7:12 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 10, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, April 2, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:02 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Nelder - 6.

Noted absent at first roll call:

Supervisors Gonzalez, Hongisto, Maher, Walker, Ward - 5.

Quorum present.

Supervisor Gonzalez was noted present at 2:05 p.m.

Supervisor Hongisto was noted present at 2:23 p.m.

Supervisor Maher was noted present at 2:04 p.m.

Supervisor Walker was noted present at 2:03 p.m.

Supervisor Ward excused. (See infra.)

Supervisor Ward Excused

The Clerk announced that Supervisor Ward requested to be excused from attendance.

Supervisor Walker, seconded by Supervisor Hallinan, moved to excuse Supervisor Ward from attending today's meeting.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Nelder, Walker - 7.

Monday, April 2, 1990

Absent: Supervisors Gonzalez, Hongisto, Maher, Ward - 4.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Hsieh, seconded by Supervisor Nelder, moved that the Journal of Proceedings for Monday, November 6, 1989, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Hongisto, Ward - 3.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Hsieh requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of San Francisco against Nicholas P. Daphne, Daisy Virginia Daphne, and Cathay Mortuary Inc., for \$5,700,000 in 1993. (City Attorney)

File 45-90-9, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

Supervisor Nelder requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Economic and Social Policy Committee

Question Divided; Adopted as Divided

Monday, April 2, 1990

[Stop Intersections]

Resolution designating certain intersections as "Stop" intersections. (Department of Public Works)

File 18-90-3, Resolution No. 233-90

(Stop Signs - Establish

Fifteenth Street and Harrison Street [north and south intersections], northeast and southwest corners, stopping Fifteenth Street traffic;

Reposa Way and Marietta Drive, southwest corner, stopping Reposa Way traffic;

Capitol Avenue and DeMontfort Avenue, southeast and northwest corners, stopping Capitol Avenue traffic;

Holloway Avenue and Vernon Street, all corners (makes this an all-way Stop);

Josiah Avenue, Montana Street, Summit Street, all corners (makes this an all way Stop);

Margaret Avenue and Summit Street, northwest corner, stopping Margaret Avenue traffic;

Montana Street and Orizaba Avenue, northeast corner, stopping Montana Street traffic;

Stanley Street, Sadowa Street, and Orizaba Avenue, northeast and southwest corners, stopping Stanley Street and Sadowa Street traffic;

Ortega Street and Eleventh Avenue, northeast and southwest corners, stopping Ortega Street traffic;

((Twin Peaks Boulevard and Clarendon Avenue, southeast corner, stopping northbound Twin Peaks Boulevard traffic.))

At the request of Supervisor Nelder, the question was divided with respect to Twin Peaks Boulevard and Clarendon Avenue, so the matter could be considered separately.

The roll was then called on the main resolution, as divided, and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Consideration Continued

[Stop Intersections]

Resolution designating "Stop" intersection at Twin Peaks Boulevard and Clarendon Avenue, southeast corner.

Monday, April 2, 1990

File 18-90-3.1, Resolution No.

Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to April 9, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

CONSENT CALENDAR

Recommendations of Finance Committee

Adopted

[Contract]

Resolution concurring with the Controller's certification that legal process server services can be practically performed for the District Attorney, Family Support Bureau, by a private contractor for a lower cost than similar services performed by City and County employees. (Controller)

File 25-90-2, Resolution No. 237-90

Adopted.

[Contract]

Resolution approving the Controller's certification that County Jail food service management operations for the City and County can practically be performed by private contraction at a lower cost for the year commencing July 1, 1990 than if work were performed by City and County employees. (Sheriff)

File 25-90-3, Resolution No. 238-90

Adopted.

[Contract]

Resolution approving the Controller's certification that the Eviction Assistance Program for the City and County can practically be performed by private contraction at a lower cost for the year commencing July 1, 1990 than if work were performed by City and County employees. (Sheriff)

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File 25-90-4, Resolution No. 239-90

Adopted.

[Contract]

Resolution approving the Controller's certification that the Pretrial Diversion Program for the City and County can practically be performed by private contraction at a lower cost for the year commencing July 1, 1990 than if work were performed by City and County employees. (Sheriff)

File 25-90-5, Resolution No. 240-90

Adopted.

[Contract]

Resolution concurring with the Controller's certification that janitorial services can be practically performed at the Office of the Controller at 160 South Van Ness Avenue by private contractor for lower cost than similar services performed by City and County employees. (Controller)

File 25-90-6, Resolution No. 241-90

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Thomas and Matthew Conroy against the City and County by payment of \$10,000. (City Attorney)

File 45-90-7, Ordinance No.

(Superior Court No. 882-145.)

Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Nancy and Robert Ortiz against the City and County by payment of \$6,000. (City Attorney)

File 45-90-8, Ordinance No.

(Superior Court No. 883-843.)

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Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Berdine Thomas v. Kilpatrick's Bakeries, Inc., et al. upon receipt of the sum of \$43,333.33 less 1/3 of costs and authorizing release of lien. (City Attorney)

File 46-90-1. Ordinance No.

(Superior Court No. 862-668.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Jina Bahrami against the City and County by receipt of \$45,500. (City Attorney)

File 46-90-2. Ordinance No.

(Superior Court No. 876-758.)

Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Richard Hargens v. Romania Perkins, et al., and Richard Hargens v. Scott L. Peck, et al., upon receipt of the sum of \$48,619 and authorizing release of lien and dismissal of complaint. (City Attorney)

File 46-90-3. Ordinance No.

(Superior Court No. 845-038.)

Passed for second reading.

Recommendations of Economic and Social Policy Committee

Adopted

[Stop Intersections]

Resolution designating "Stop" intersection at Naples Street and Avalon Avenue, southeast and northwest corners. (Supervisors Gonzalez, Kennedy)

File 18-90-1. Resolution No. 232-90

(Stop Intersection - Establish

Naples Street and Avalon Avenue, southeast and northwest corners, stopping Naples Street traffic, making this an all-way Stop).

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Adopted.

[Stop Intersection]

Resolution designating certain intersections as "Stop" intersections. (Supervisor Kennedy)

File 18-90-6. Resolution No. 234-90

(Stop Signs - Establish

Precita Avenue and Shotwell Street, northeast and northwest corners, stopping Precita Avenue and Shotwell Street traffic, making this an all-way Stop;

Precita Avenue and Coso Avenue, northeast corner, stopping westbound Precita Avenue traffic.)

Adopted.

[Parking Regulations]

Resolution enacting parking regulation on Second Street. (Department of Public Works)

File 19-90-1. Resolution No. 235-90

(Motorcycle Parking Stall

Second Street, west side, from 20 to 68 feet south of Townsend Street (48-foot zone).

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulations, various streets. (Department of Public Works)

File 20-90 2. Resolution No. 236-90

(One Way Street - Establish

Wheat Street, from Paul Avenue to Bayshore Boulevard, one way southbound;

Tow Away No Stopping Any Time - Establish

Masonic Avenue, east side, from Euclid Avenue to 150 feet north (150-foot zone);

Montgomery Street, east side, from Washington Street to Clay Street;

Stockton Street, west side, from O'Farrell Street to Ellis Street;

Stockton Street, east side from Ellis Street to O'Farrell Street;

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Cyril Magnin Street, east side, from Eddy Street to 90 feet southerly (90-foot zone). (This item replaces a Towaway No Stopping Anytime regulation recommended on Order No. 152,984).)

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$801,800, Police Department, for uniforms. (Controller)

File 101-89-99, Ordinance No. 116-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

[Government Funding]

Ordinance appropriating \$1,572,834, for various bond fund capital improvement projects (1989 Earthquake Safety), for City Attorney, Controller, Fire Department, Academy of Sciences, Fine Arts Museums, Asian Art Museum, Laguna Honda Hospital and Public Works; placing \$945,700 on reserve. (Controller)

File 101-89-101, Ordinance No. 117-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

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[Government Funding]

Ordinance appropriating \$64,850, Sheriff, for permanent salaries and related mandatory fringe benefits, uniforms and equipment purchase, for the creation of five positions. (Controller)

File 101-89-102, Ordinance No. 118-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Walker - 6.

Noes: Supervisors Hsieh, Nelder - 2.

Absent: Supervisors Hongisto, Maher, Ward - 3.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Sheriff Department, reflecting the addition of five limited duration positions; companion measure to File 101-89-102. (Civil Service Commission)

File 102-89-40, Ordinance No. 119-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Walker - 6.

Noes: Supervisors Hsieh, Nelder - 2.

Absent: Supervisors Hongisto, Maher, Ward - 3.

Recommendation of Economic and Social Policy Committee

Finally Passed

[Hotel Conversion Ordinance]

Ordinance amending Administrative Code, (Residential Hotel Unit Conversion and Demolition) and amending Building Code to amend the hotel conversion fee schedule. (Supervisors Walker, Ward, Hallinan)

File 113-89-2, Ordinance No. 121-90

(Repeals Administrative Code, Chapter 41
and enacts a new Chapter 41;
amends Building Code Section 333.2.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Walker - 6.

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Noes: Supervisors Hsieh, Nelder - 2.

Absent: Supervisors Hongisto, Maher, Ward - 3.

Recommendations of Land Use Committee

Finally Passed

[South of Market Zoning Controls]

Ordinance adopting changes in property use and height and bulk classification by amending the Zoning Map of the City and County for area generally bounded by Mission Street, Duboce Avenue/Thirteenth/Division Street, Townsend Street and First Street, excluding the area of Yerba Buena Center to reclassify portions of the property therein from RH-2, RH-3, RM-2, RC-2, RC-3, C-3-G, C-3-S, C-M, M-1 and M-2 to either Residential Enclave District (RED), South Park District (SPD), Residential/Service District (RSD), Service/Light Industrial/Residential District (SLR), Service/Light Industrial District (SLI), Service/Secondary Office District (SSO) or Public District (P), and to reclassify height and bulk districts within the same area from 40-X, 50-X, 80-E, 80-K, 88-K, 90-X, 105-F, 105-J, 120-F, 130-F, 130-G, 130-L, 150-S, 160-F, 160-M, and 180-S to either O.S, 40-X, 50-X, 65-X, 85-X, 40-X/85-C or 130-E; adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Maher)

File 36-90-2.1, Ordinance No. 120-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward 3.

[South of Market Zoning Controls]

Ordinance amending the City Planning Code by adopting findings concerning priority policies; to create new zoning districts called the residential enclave district, the south park district, the residential/service district, the service/light industrial/residential district, the service/light industrial district and the service/secondary office district; identify a South of Market base district, South of Market special general advertising sign district, South of Market special hall of justice legal services district and an extended preservation district; define South of Market use categories, modifying in part the mixed use categories effective in Chinatown districts; set forth the permitted, conditional, accessory, temporary and prohibited uses and other limits and requirements, including parking and open space requirements, in South of Market districts; create new use categories called design professional and nighttime entertainment activity; limit the demolition or conversion of South of Market group housing and dwelling units to non-residential use; prohibit the conversion of group housing or dwelling units to live/work use

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within South of Market districts; exempt live/work units, child care facilities and cultural facilities from floor area limits in South of Market districts and provide related, additional enforcement provisions; establish freight loading and other standards, with exceptions, for nighttime entertainment uses; establish freight loading requirements for live/work use in South of Market districts; allow a greater height limit, subject to conditions, for affordable housing and live/work units in one South of Market sub-district; allow dwelling units affordable to low-income households as a conditional use in one South of Market sub-district; require residential development in a three to one ratio to permitted commercial development in one South of Market sub-district with provisions for alternative means to satisfy this requirement; establish procedures for administrative review and modification of certain requirements by the zoning administrator; establish procedures for consent calendar approval or disapproval by the City Planning Commission for conditional use applications in South of Market districts; require transportation programs for office uses in South of Market districts; allow participation in a parking management program for certain South of Market uses as a means of satisfying an off-street parking requirement; modify certain nonconforming use provisions with respect to specified uses in South of Market districts; allow additional temporary uses in South of Market districts; specify the method of calculating accessory use square footage for principal use firms occupying multiple lots within the same general area; require screening of rooftop parking facilities; establish off-street parking standards for bars, architects, engineers and other design professionals; specify the method of calculating parking requirements for multi-use buildings; allow for seismic safety upgrading in nonconforming use structures without regard to cost; specify social services as a use category; establish regulations for signs in South of Market Districts; exempt certain informational signs and South of Market murals from sign controls; allow large general advertising signs and multiple general advertising signs within special sign districts; repeal expired South of Market and Mid Market Special Use Districts; regulate previously designated significant and contributory buildings in one South of Market District; and establish "good neighbor" conditions as zoning standards for nighttime entertainment activities and for programs serving indigent transient and homeless populations in South of Market Districts; and adopting findings pursuant to City Planning Code Section 101.1; companion to Files 36-90-2, 36-90-2.1. (Supervisor Maher)

File 115-90-2, Ordinance No. 115-90

(Amends existing Sections 102.5 and 102.9; adds a new Section 102.17, Renumbers existing Sections 102.17 through 102.27 and, where those sections are cross-referenced in other Code Sections, restating the cross-references; adds Sections 135.3, 175.6, 205.3, 263.11, 803.3, 803.4, 803.5, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 890.7, 890.9, 890.11, 890.12, 890.19, 890.23, 890.25, 890.28, 890.38, 890.69, 890.70, 890.111, 890.131 and 890.132; renumbers existing Sections 152.5, 890.12, 890.19, 890.20, and 890.70; deletes Sections 246 and 249; and amends Sections 124, 128, 134, 135, 136, 136.1, 140, 141, 143, 147, 151, 152, 152.5, 153, 154, 155, 156, 161, 163, 172, 178,

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180, 181, 182, 185, 186, 201, 202, 204.4, 205, 206, 207, 207.1, 207.5, 208, 209.3, 210, 217, 221, 233, 234.2, 260, 301, 303, 304, 306.2, 307, 316, 316.2, 603, 606, 607.2, 608.1, 790, 790.56, 801, 802.1, 802.2, 803, 803.1, 803.2, 809, 810, 811, 812, 890, 890.8, 890.10, 890.37, 890.54, 890.56, 890.106, 890.108, 890.110, 890.112, 890.114, 890.116, and 890.124.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

Recommendations of Earthquake Recovery Committee

Consideration Continued with Pending Amendment of the Whole

(Supervisor Nelder dissenting in Committee.)

[State of Emergency - Declaration of Policy]

Resolution directing that an appropriate committee of the Board of Supervisors develop a "good neighbor" policy for the City and County and question the Board's decision-making process and response to citizens' needs on a day-to-day basis during and following any emergency or disaster. (Earthquake Recovery Committee)

File 270-90-5.3, Resolution No.

Supervisor Walker, seconded by Supervisor Nelder, moved an amendment of the whole entitled, "Resolution directing that an appropriate committee of the Board of Supervisors develop a 'Good Neighbor' policy for the City and County of San Francisco in response to citizens' needs during and following any emergency or disaster, as well as to guide the City in the conduct of its everyday, non-emergency operations."

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration with pending amendment of the whole to April 16, 1990.

Motion to continue with pending amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

Consideration Continued

[San Francisco Disaster Council]

Resolution urging the Mayor to urge the Disaster Council and other appropriate City agencies to develop a neighborhood emergency

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response plan, convene a meeting of the Disaster Council for the purpose of reviewing the existing emergency response plan and ordinances and resolutions to implement the emergency plan and requesting the Mayor to report to the Board of Supervisors by July 1, 1990, the recommendations of the Council to update, revise, amend or improve existing procedures to mobilize more effectively all resources of the community based upon the earthquake disaster of October 17, 1989. (Earthquake Recovery Committee)

File 270-90-5.4, Resolution No.

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 16, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

[Enhanced Communications During States of Emergency]
Resolution urging the Mayor to urge the Office of Emergency Services to develop an official multi-lingual communication plan for the City and County, including all departments and non-profit providers, including the designation of specific print and electronic media sources to issue official communications in the event of an emergency and that this designation shall be a part of the City's Emergency Operations Plan. (Earthquake Recovery Committee)

File 270-90-5.5, Resolution No.

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 16, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

Consideration Continued with Pending Amendment of the Whole

[Emergency Operations Plans]
Resolution urging the Mayor and the Chief Administrative Officer to urge the Commissions and heads of all City departments and agencies, where appropriate, to review and revise emergency operations plans of their respective departments and agencies, and requesting all departments and agencies to present any appropriately revised plans and any necessary implementing legislation to the Board of Supervisors, as coordinated by the Disaster Council; urging the utilization and incorporation of agencies outside of city government

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as resources in the revision of emergency operations plans.
(Earthquake Recovery Committee)

File 270-90-5.6, Resolution No.

Supervisor Walker, seconded by Supervisor Nelder, moved an amendment of the whole entitled, Resolution urging the Mayor and the Chief Administrative Officer to work with the Board of Supervisors and the Disaster Council to evaluate all existing departmental and agency emergency operations plans and develop a coordinated, city-wide emergency operation plan, and for appropriate authorities to cause the City Attorney to draft and present to the Board of Supervisors said EOP which includes the utilization and incorporation of agencies outside of city government as resources in the EOP, and which incorporates a strong decentralized neighborhood-based emergency response program, and declaring that the EOP shall be a consensus document, containing no conflict with various department and agency internal operating plans."

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 16, 1990 with pending amendment of the whole.

Motion to continue with pending amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

[Emergency Preparedness Outreach]

Resolution urging the Mayor to urge the Office of Emergency Services to review and augment or to develop and implement a public outreach program, based on the emergency operations plan and utilizing existing resources of the various departments of the City to promote public education about emergency preparedness and the neighborhood emergency response plan component of the City's revised emergency operations plan, to be contained in the City's emergency operations plan. (Earthquake Recovery Committee)

File 270-90-5.7, Resolution No.

Supervisor Walker, seconded by Supervisor Nelder, moved amendment of the whole entitled, Resolution urging the Mayor to urge the Disaster Council to develop and implement: (1) an emergency preparedness public outreach program, and (2) a neighborhood-based emergency response plan component of the city-wide emergency operations plan, and, utilizing existing resources of the various departments of the city and the private sector to promote public education about emergency preparedness and the neighborhood emergency response plan."

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 16, 1990 with pending amendment of the whole.

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Motion to continue with pending amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

Consideration Continued

[Emergency Services Expert]

Resolution urging the Mayor to consider hiring an emergency services expert to assist and advise the Disaster Council and other appropriate City agencies in preparing and updating the official emergency plan for the City and County. (Earthquake Recovery Committee)

File 270-90-5.8, Resolution No.

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 16, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

Consideration Continued with Pending Amendment of the Whole

(Supervisor Nelder dissenting in Committee.)

[State of Emergency]

Motion directing the Clerk of the Board of Supervisors to inquire of the City Attorney as to specific provisions of the Charter and any ordinances which establish and determine how, when and by whom a state of emergency is declared in San Francisco and how such a state of emergency is defined, how long and under what circumstances may it continue and how it may be lifted. (Earthquake Recovery Committee)

File 270-90-5.1

Supervisor Walker, seconded by Supervisor Nelder, moved an amendment of the whole bearing same title.

Supervisor Walker, seconded by Supervisor Nelder, moved to continue consideration to April 16, 1990 with pending amendment of the whole.

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Motion to continue with pending amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

Tabled

(Supervisor Nelder dissenting in Committee.)

[Emergency Operations Plan]

Motion directing the Clerk of the Board to inquire of the City Attorney about questions raised by the special Earthquake Recovery Committee in its consideration of legislation proposed as being included in the Emergency Operations Plan. (Earthquake Recovery Committee)

File 270-90-5.2

Supervisor Walker, seconded by Supervisor Nelder, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

From the Clerk

Consideration Continued

[Zoning Appeal Findings]

Motion adopting findings for the approval of the conditional use permit of property at 445 Burnett Avenue.

File 37-90-1.4

Supervisor Maher, seconded by Supervisor Walker, moved to continue consideration to April 9, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward 3.

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NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$370,700, Registrar of Voters, for temporary salaries, data processing/word processing/word processing equipment purchase, other services and materials and supplies; rescinding \$73,098 from permanent salaries, placing on reserve \$32,470 for temporary salaries; and \$14,800 for other services to be released by the Finance Committee. (Controller)

File 101-89-104, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[Government Funding]

Ordinance appropriating \$312,540, District Attorney, for permanent salaries, mandatory fringe benefits, other contractual services and program project budget (Career Criminal Prosecution), for the creation of one position; for fiscal year 1989-90. (Controller)

File 101-89-105, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker - 8.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hongisto, Ward - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, District Attorney's Office, reflecting the addition of one position; companion measure to File 101-89-105. (Civil Service Commission)

File 102 89-19, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker - 8.

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Noes: Supervisor Nelder - 1.

Absent: Supervisors Hongisto, Ward - 2.

[Government Funding]

Ordinance appropriating \$49,282, Art Commission, for rental of property, other services, telephone and services of other departments - Real Estate; for fiscal year 1989 90. (Controller)

File 101-89-106, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Adopted

[Lease of Property]

Resolution authorizing lease of real property at 25 Van Ness Avenue, Suites 70, 240 and 430, for the Art Commission for office space, a large conference room, a smaller room that would be used for meetings and as a slide and screening room and for storage of the City's Art collection; companion measure to File 101-89-106. (Real Estate Department)

File 64-90-5, Resolution No. 222-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Passed for Second Reading

[Employee Benefits Cafeteria Plan]

Ordinance amending Administrative Code, to authorize a benefits cafeteria plan for employees of the City and County, the Unified School District and the Community College District and to provide for the approval of a voluntary dependent care assistance program under the City's cafeteria plan. (Supervisor Walker)

File 97-90-13, Ordinance No.

(Amends Sections 16.904 and 16.905.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

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Absent: Supervisors Hongisto, Ward - 2.

Adopted as Amended

[Contract Modification]

Resolution approving debit modification of no more than \$281,000 to Municipal Railway Contract No. MR 1005 Cable Car System - furnish and install replacements for depression beams. (Public Utilities Commission).

File 7-90-4, Resolution No. 231-90

Supervisor Kennedy, seconded by Supervisor Gonzalez, moved to amend title to read "Resolution approving debit modification of no more than \$281,000 to Municipal Railway Contract No. MR-1005 Cable Car System - furnish and install replacements for depression beams."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Adopted

[Emergency Work]

Resolution authorizing the Fire Department to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to restore the integrity of the Fire Department's ten-inch high-pressure water main on Clay Street between Front and Davis Streets. (Fire Department)

File 28-90-7, Resolution No. 242-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[Final Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that acquisition of property and construction of a Muni facility in the area generally bounded by Army, Indiana, Marin,

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Tennessee Streets, I-280 and Islais Creek Channel will have no significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration; companion measure to File 84-90-1.1. (Real Estate Department)

File 84-90-1, Resolution No. 243-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Adopted as Amended

[Acquisition of Property]

Resolution authorizing acquisition for the amount of \$4,900,000 of the City and County Assessor's Parcels No. Block 4352, Lot 7 and Block 4381, Lot 1 for the site of a new Muni Bus Storage and Maintenance Facility; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 84-90-1.1, Resolution No. 244-90

Supervisor Kennedy, seconded by Supervisor Hongisto, moved to amend title to read "Resolution authorizing acquisition for the amount of \$4,900,000 of the City and County Assessor's Parcels No. Block 4352, Lot 7 and Block 4381, Lot 1 for the site of a new Muni Bus Storage and Maintenance Facility; and adopting findings pursuant to City Planning Code Section 101.1."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Gonzalez, Ward 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Gonzalez, Ward 2.

Adopted

[Bond Sale]

Resolution providing for the issuance of \$59,700,000 aggregate principal amount of San Francisco General Obligation Bonds (Public Safety Project), including the issuance of an initial series thereof in the aggregate principal amount of \$20,500,000 and designated as

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the City and County of San Francisco General Obligation Bonds, Series 1990B (Public Safety Improvement Project); authorizing the execution, authentication and registration of said bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories for said bonds; and providing for the establishment of funds related thereto.
(Supervisor Walker)

File 170-90-2, Resolution No. 223-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Gonzalez, Ward - 2.

[Bond Sale]

Resolution authorizing and directing the sale of \$7,000,000 aggregate principal amount of City and County General Obligation Bonds, Series 1990A (Library Facilities Project) and \$20,500,000 aggregate principal amount of City and County General Obligation Bonds, Series 1990B (Public Safety Improvement Project); authorizing the publication of an Official Notice of Sale relating thereto; specifying the forms of said bonds and authorizing the preparation thereof; establishing funds related thereto; Approving the Official Statement relating to said bonds; consenting to the submission of bids by the financial consultants and authorizing official action.
(Supervisor Walker)

File 170-90-3, Resolution No. 224-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Gonzalez, Ward - 2.

[Filing Fees]

Resolution increasing surcharge on filing fees in civil and probate actions in the Superior Court as provided in Government Code Section 76381.5 and Section 10.117-35 of the Administrative Code, to assist in the acquisition, rehabilitation, construction and financing of courtrooms or of a courtroom building or buildings containing facilities necessary or incidental to the operation of the justice system in the City and County. (Superior Court)

File 198-90-1, Resolution No. 245-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Monday, April 2, 1990

Absent: Supervisors Gonzalez, Ward 2.

From Administration and Oversight Committee
Without Recommendation

Adopted

[Proposition 111 and 108]

Resolution declaring the Board of Supervisors' support for passage of Proposition 111, the Traffic Congestion Relief and Spending Limitation Act of 1990 and Proposition 108, the Passenger Rail and Clean Air Bond Act of 1990, on the June 5, 1990 ballot. (Supervisor Hsieh)

File 60-90-7, Resolution No. 247-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hongisto, Hsieh, Kennedy, Maher, Nelder - 7.

Noes: Supervisors Britt, Hallinan, Walker - 3.

Absent: Supervisor Ward - 1.

PUBLIC COMMENT

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the Public Comment portion of the meeting closed.

IMMEDIATE ADOPTION CALENDAR

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-14, Resolution No. 225-90

(Mayor Art Agnos, March 30 - April 3; Nancy G. Walker, member, Board of Supervisors, April 9; Arthur H. Coleman, M.D., member, Port Commission, March 15 - 18 and March 26 - 27; Robert H. Feldman, Executive Director, Board of Permit Appeals, April 6 - 15; Allen C. Haile, member, Social Services Commission, March 14 - 15 and March 24 - April 4; Michael Hennessey, Sheriff, May 19 - 25; Dr. Maurice Mann, member, Retirement Board, April 2 - 3; Dodie Rosekrans, member, Arts Commission, March 11 - 31; Betty Lou Treguboff, member, Commission on the Aging, March 26 - April 10; L.A. Turpen, Director of Airports, March 30 - April 6;

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Patricia R. Underwood, member, Health Commission, March 21 - 27;
Sam Walker, member, Retirement Board, June 25 - 27; Dr. David
Werdegarr, M.D., Director of Health, April 19 - 22, 1990.)

Adopted.

Adopted

[Commendation]

Resolution honoring Mr. Jack McKay on the occasion of his retirement
from Support Services for Elders after more than 30 years of devoted
and selfless service to the senior citizens of San Francisco.
(Supervisor Nelder)

File 4-90-8, Resolution No. 226-90

Adopted.

The foregoing items on the Immediate Adoption Calendar were
acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh,
Kennedy, Nelder, Walker 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Story Poles]

Draft Ordinance amending Building Code by adding Section 302(a)(6)
thereto to require erection of story poles to identify parameters of
new construction or alterations within all residential districts.
(Supervisor Kennedy presented.) Referred to Economic and Social
Policy Committee.

File 114-90-3

Adopted

[Cable Car 16]

Resolution saluting Municipal Railway employees for their
restoration work of Cable Car 16, and saluting the Cable Car 16
Festival Committee.

File 4 90 9, Resolution No. 221-90

Monday, April 2, 1990

Supervisor Britt presented for immediate adoption.

Supervisor Britt, seconded by Supervisor Walker, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

[Seventy-fifth Anniversary of Huntington Park]
Resolution commending Huntington Park on the occasion of its
Seventy fifth Anniversary Diamond Jubilee Celebration.

File 4-90-10, Resolution No. 227-90

Supervisor Hsieh presented for immediate adoption.

Supervisor Hsieh, seconded by Supervisor Alioto, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

[1990 Community Development Week]
Resolution designating National Community Development Week in San Francisco and recognizing the Mayor's Office of Community Development as the City agency to carry out the Community Development Week activities.

File 4-90-11, Resolution No. 228-90

Monday, April 2, 1990

Supervisor Hallinan presented for immediate adoption.

Supervisor Hallinan, seconded by Supervisor Alioto, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

Referred to Committee

[Robert Waterhouse Memorial]
Resolution urging the Mayor to urge CALTRANS to name the new Greyhound Bus Station at the Transbay Transit Terminal after Robert Waterhouse, the veteran bus driver and union member who tragically lost his life while exercising his legal right to picket.
(Supervisor Hongisto presented.) Referred to City Services Committee.

File 4-90-12

Adopted

[Supporting Assembly Bill 2953]
Resolution supporting Assembly Bill 2953, written by State Assemblyman Curt Pringle, which would include in the State Vehicle Code's definition of "pedestrian" a person operating a self-propelled wheelchair, an invalid tricycle or a motorized quadricycle, who, by reason of physical disability, is otherwise unable to move about as a pedestrian, so these individuals are not required to secure drivers' licenses in order to operate their vehicles.

File 12-90-9, Resolution No. 229-90

Supervisor Nelder presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Hallinan, moved that the Board find the need to take action arose subsequent to publication of the calendar.

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Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Maher, Ward - 4.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

Referred to Committee

[RU 486]

Resolution urging the California Governor and State Legislature to authorize and ensure adequate funding for testing RU 486. (Supervisor Hallinan presented.) Referred to City Services Committee.

File 12-90-10

Adopted

[Appointment]

Resolution rescinding Resolution No. 190-90, which confirmed appointment of Sonia Bolanos to the San Francisco Relocation Appeals Board, and confirming the Mayor's appointment of Sonia Bolanos to the San Francisco Redevelopment Agency.

File 33-90-5. Resolution No. 230-90

Supervisor Gonzalez presented for immediate adoption.

Supervisor Gonzalez, seconded by Supervisor Hallinan, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

Monday, April 2, 1990

Referred to Committee

[DART - MBE/WBE Program]

Resolution urging the Bay Area Rapid Transit District to establish a Minority/Women Business Enterprise Program similar to the program implemented by the City and County of San Francisco. (Supervisors Hongisto, Kennedy presented.) Referred to Economic and Social Policy Committee.

File 80-90-1

Adopted

[Greyhound Strike]

Resolution encouraging all parties involved in the current labor dispute between Greyhound Lines Inc. and its bus drivers to meet as quickly as possible so that an agreement to end the strike can be reached; urging the Mayor to convene a mediation panel comprised of a representative of the City's labor community, a representative of the City's business community, the Mayor or his designee and an accepted and well-respected neutral party to research and suggest methods by which the strike can be brought to a swift completion; encouraging Fred Curry, President of Greyhound Lines, Inc. to come to San Francisco to participate in a full and fair mediation process seeking to end the strike.

File 176-90-3, Resolution 248-90

Supervisors Nelder and Alioto presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Alioto, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

Referred to Committee

[Traffic Restrictions on Market Street]

Resolution urging the Mayor and the Chief Administrative Officer to urge or direct the preparation of a proposal for trial restrictions

Monday, April 2, 1990

on the use of portions of Market Street by private, non-commercial vehicles in conjunction with the completion of the Market Street transit thoroughfare construction and the provision of Golden Gate Transit service. (Supervisor Britt presented.) Referred to City Services Committee.

File 196-90-2

[Retirement Board]

Resolution urging the Mayor to request the Retirement Board to vote its share of AT&T stock against a stockholder proposal to withdraw AT&T funding from organizations that support a woman's right to decide whether she will have an abortion. (Supervisor Hongisto presented.) Referred to City Services Committee.

File 210-90-1

[Subsurface Embarcadero Freeway]

Resolution endorsing the concept of a subsurface freeway on the Embarcadero. (Supervisor Ward presented on behalf of the Mayor.) Referred to Economic and Social Policy Committee.

File 272-90-1

Requests for Hearings

File 211-90-1. By Supervisor Nelder: To consider what steps are being taken to expeditiously relocate Cathay Mortuary in order to continue their fine service to the community. Referred to City Services Committee.

File 212-90-1. By Supervisor Hallinan: To consider how the City approaches the prosecution and settlement of litigation involving City employees who, while on duty, are injured by third parties. Referred to Administration and Oversight Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kennedy, that letter be sent to Telecommunications Policy Committee to inquire whether municipal access funds may be available for the broadcasts of the Board of Supervisors meeting to all areas of the City, as currently the broadcasts are not receivable in certain areas of the City.

By Supervisor Nelder, that letters be sent to appropriate City departments advising that the Board Chamber does not have wheelchair access to the officials' box in the Chamber, and requesting information whether such a change can be scheduled in order to comply with applicable laws guaranteeing access in all public accommodations.

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By Supervisor Nelder, that letters be sent to appropriate City departments inquiring what steps are being taken to expeditiously relocate Cathay Mortuary.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Harry Bridges (By the entire Board)
Mae Bolton (Supervisor Ward)
Nicholas Daphne (Supervisor Nelder)
Mary C. Morales (Supervisor Gonzalez)

File 2 90-14

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:06 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, April 2, 1990

Approved by the Board of Supervisors on September 17, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

1915-1916, 1917-1918

Journal of Proceedings Board of Supervisors

For the Year 1915-1916

1915-1916, 1917-1918

1915-1916, 1917-1918

1915-1916, 1917-1918

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No. 15

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Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, April 9, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Ward - 7.

Noted absent at first roll call:

Supervisors Hsieh, Kennedy, Maher, Walker - 4.

Quorum present.

Supervisor Hsieh was noted present at 2:16 p.m.

Supervisor Kennedy was noted present at 2:08 p.m.

Supervisor Maher was noted present at 2:07 p.m.

Supervisor Walker excused, on official leave of absence.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$370,700. Registrar of Voters, for temporary salaries, data processing/word processing/word processing equipment purchase, other services and materials and supplies; rescinding \$73,098 from permanent salaries; placing on reserve \$32,470 for temporary salaries and \$14,800 for other services to be released by the Finance Committee. (Controller)

File 101-89-104, Ordinance No. 131-90

Monday, April 9, 1990

Finally passed.

[Government Funding]

Ordinance appropriating \$49,282, Art Commission, for rental of property, other services, telephone and services of other departments - Real Estate; for fiscal year 1989-90. (Controller)

File 101-89-106, Ordinance No. 132-90

Finally passed.

[Employee Benefits Cafeteria Plan]

Ordinance amending Administrative Code, to authorize a benefits cafeteria plan for employees of the City and County, the Unified School District and the Community College District and to provide for the approval of a voluntary dependent care assistance program under the City's cafeteria plan. (Supervisor Walker)

File 97-90-13, Ordinance No. 130-90

(Amends Sections 16.904 and 16.905.)

Finally passed.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Thomas and Matthew Conroy against the City and County by payment of \$10,000. (City Attorney)

File 45-90-7, Ordinance No. 124-90

(Superior Court No. 882-145.)

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Nancy and Robert Ortiz against the City and County by payment of \$6,000. (City Attorney)

File 45-90-8, Ordinance No. 125-90

(Superior Court No. 883-843.)

Finally passed.

Monday, April 9, 1990

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Berdine Thomas v. Kilpatrick's Bakeries, Inc., et al, upon receipt of the sum of \$43,333.33 less 1/3 of costs and authorizing release of lien. (City Attorney)

File 46-90-1, Ordinance No. 127-90

(Superior Court No. 862-668.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Jina Bahrami against the City and County by receipt of \$45,500. (City Attorney)

File 46-90-2, Ordinance No. 128-90

(Superior Court No. 876-758.)

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Richard Hargens v. Romania Perkins, et al., and Richard Hargens v. Scott L. Peck, et al., upon receipt of the sum of \$48,619 and authorizing release of lien and dismissal of complaint. (City Attorney)

File 46-90-3, Ordinance No. 129-90

(Superior Court No. 845-038.)

Finally passed.

Recommendation of City Services Committee

Adopted

[Stop Intersection]

Resolution designating certain intersections as "Stop" intersections. (Supervisor Alioto)

File 18-90-5, Resolution No. 255-90

(Stop Signs - Establish

Jackson and Pierce Streets, northeast, southwest and northwest corners, stopping Jackson and Pierce Streets traffic (makes this an all-way Stop).

Adopted.

Monday, April 9, 1990

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hsieh, Walker - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$312,540, District Attorney, for permanent salaries, mandatory fringe benefits, other contractual services and program project budget (Career Criminal Prosecution), for the creation of one position; for fiscal year 1989-90. (Controller)

File 101-89-105, Ordinance No. 122-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Ward - 8.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hsieh, Walker - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance 1989-90, District Attorney's Office, reflecting the addition of one position; companion measure to File 101-89-105. (Civil Service Commission)

File 102-89-19, Ordinance No. 123-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Ward - 8.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hsieh, Walker - 2.

Recommendation of Administration and Oversight Committee

Monday, April 9, 1990

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of San Francisco against Nicholas P. Daphne, Daisy Virginia Daphne, and Cathay Mortuary Inc., for \$5,700,000 in 1993. (City Attorney)

File 45-90-9, Ordinance No. 126-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hsieh, Walker - 2.

Recommendation of Economic and Social Policy Committee

Refused Adoption

[Stop Intersection]

Resolution designating "Stop" intersection at Twin Peaks Boulevard and Clarendon Avenue, southeast corner. (Department of Public Works)

File 18-90-3.1, Resolution No.

(Stop Signs - Establish

Twin Peaks Boulevard and Clarendon Avenue, southeast corner, stopping northbound Twin Peaks Boulevard traffic.)

Refused adoption by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Kennedy - 3.

Noes: Supervisors Britt, Hallinan, Hongisto, Maher, Nelder - 5.

Absent: Supervisors Hsieh, Walker, Ward - 3.

Recommendation of City Services Committee

Passed for Second Reading as Amended

[Curfew Law]

Ordinance amending Police Code, relating to the curfew law for minors. (Police Commission)

File 121-89-10, Ordinance No.

(Amends Section 539.)

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to amend page 1, line 13, and Page 3, line 12, by replacing "18" with "14"; amend page 2, lines 26-30, by deleting "To this end, the Police Department is hereby authorized to develop and administer a

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form specifically for use by a minor's parent or legal guardian to document and verify express parental permission"; and amend page 4, line 13 by replacing "11:00 p.m. and 6:00 a.m." with "12 Midnight and 5:00 a.m."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher - 6.

Noes: Supervisors Hongisto, Hsieh, Nelder, Ward - 4.

Absent: Supervisor Walker - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher - 6.

Noes: Supervisors Hongisto, Hsieh, Nelder, Ward - 4.

Absent: Supervisor Walker - 1.

From the Clerk

Adopted

[Zoning Appeal Findings]

Motion adopting findings for the approval of the conditional use permit of property at 445 Burnett Avenue.

File 37-90-1.4

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hsieh, Walker - 2.

NEW BUSINESS

Recommendations of City Services Committee

Adopted

[School Crossing Safety]

Resolution urging the Department of Public Works to study traffic safety measures near elementary and middle schools located by high density traffic corridors. (Supervisors Maher, Alioto)

File 212-89-4, Resolution No. 257-90

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Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Absent: Supervisor Walker - 1

[Traffic Light Installation]

Resolution urging the Mayor to urge the Department of Public Works to install a traffic light at the intersection of Sunset Boulevard and Ortega Street. (City Services Committee)

File 212-89-4.1, Resolution No. 256-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Absent: Supervisor Walker - 1

[Joint Fundraising Drive Participants]

Resolution designating those agencies qualified to participate in the 1990 Annual Joint Fundraising Drive for officers and employees of the City and County. (City Services Committee)

File 162-90-1, Resolution No. 254-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Absent: Supervisor Walker - 1

Adopted as Amended

[SFFD - Federal Consent Decree]

Resolution urging the Executive Committee of Firefighter's Union Local 798 to withdraw its legal challenges to the Federal Consent Decree entered by the Honorable Marilyn Hall Patel of the United States District Court, Northern District of California, on June 10, 1988; and urging the membership of Local 798 to support the goals of the Consent Decree and the administration of the Fire Department to integrate the ranks of the Fire Department; and urging the membership of Local 798 to authorize the union to become a signatory to the Consent Decree. (Supervisors Alioto, Britt, Walker, Hallinan, Gonzalez)

File 208-90-1, Resolution No. 260-90

Supervisor Kennedy, seconded by Supervisor Alioto, moved to amend page 1, line 13, by replacing "filed" with "approved".

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Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Britt, Walker - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder - 8.

Noes: Supervisor Hsieh - 1.

Absent: Supervisors Walker, Ward - 2.

Adopted

[Permit Appeal]

Motion approving decision of the Director of Public Works to issue a permit to occupy a portion of the sidewalk area on the 25th Street frontage of 1099 Mississippi Street for two warped driveways and planting areas. (City Services Committee)

File 24-90-1

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder - 9.

Absent: Supervisors Walker, Ward - 2.

From the Clerk of the Board

Adopted

[New Condominium Project]

Motion approving final map of 840 Post and 965 Sutter Streets, a condominium, being a resubdivision of Lots 21 and 22 in Assessor's Block 300; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-13

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder - 9.

Absent: Supervisors Walker, Ward - 2.

Monday, April 9, 1990

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of persons interested in or objecting to the report of the Director of Public Works for gas and electric services ordered to be rendered at 460 Lyon Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-2

(Total cost \$446.06.)

The President inquired if there was anyone present desiring to speak.

There being no response, the President declared the hearing closed.

From the Department of Public Works

Adopted

[Assessment of Costs]

Resolution confirming report of assessment costs submitted by the Director of Public Works for gas and electric services ordered to be rendered at 460 Lyon Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-2, Resolution No. 259-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Absent: Supervisor Walker - 1.

COMMITTEE REPORTS

Recommendations of City Services Committee

Adopted

Monday, April 9, 1990

[Robert Waterhouse Memorial]

Resolution urging the Mayor to urge CALTRANS to name the new Greyhound Bus Station at the Transbay Transit Terminal after Robert Waterhouse, the veteran bus driver and union member who tragically lost his life while exercising his legal right to picket to adjourn the Board of Supervisors meeting in honor of Robert Waterhouse's memory, and to urge the Mayor to declare May 3, 1990, "Robert Waterhouse Day in San Francisco". (Supervisor Hongisto)

File 4-90-12, Resolution No. 264-90

Supervisor Alioto presented as a recommendation of Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder - 9.

Absent: Supervisors Walker, Ward - 2.

[Retirement Board]

Resolution urging the Mayor and the President of the Board of Supervisors to request the Retirement Board to vote its share of AT&T stock against a stockholder proposal to withdraw AT&T funding from organizations that support a woman's right to decide whether she will have an abortion. (Supervisor Hongisto)

File 210-90-1, Resolution No. 258-90

Supervisor Alioto presented as a recommendation of Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder - 9.

Absent: Supervisors Walker, Ward - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Dehnert Queen.

IMMEDIATE ADOPTION CALENDAR

Severed from Immediate Adoption Calendar

Supervisor Gonzalez requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Monday, April 9, 1990

Consideration Continued

[Street Closing]

Resolution authorizing temporary closing of a portion of Ellis and Cyril Magnin Streets, for a street fair related to Cinco De Mayo; and providing for insurance. (Supervisor Gonzalez)

File 42-90-10, Resolution No.

(Ellis Street, between Powell and Cyril Magnin Streets, Cyril Magnin Street, between Ellis and O'Farrell Streets, and Cyril Magnin Street, between Market and Ellis Streets (right lane only), from 6:00 p.m., Friday, May 4, 1990, to 6:00 a.m., Sunday, May 6, 1990.)

Supervisor Nelder, seconded by Supervisor Hallinan, moved to continue consideration to April 16, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Ward - 8.

Absent: Supervisors Alioto, Kennedy, Walker - 3.

The Board resumed its consideration of the following items on the Immediate Adoption Calendar.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-15, Resolution No. 250-90

(Peter Ashe, member, Retirement Board, April 2 - 3; Alan D. Becker, Trustee, War Memorial Board of Trustees, April 3 - 11; Kenneth E. Dowlin, City Librarian, May 5 - 29; Michael Hennessey, Sheriff, April 23 - May 5; Frank M. Jordan, Chief of Police, April 8 - 15; Patricia R. Underwood, R.N., D.N.Sc., Vice President, Health Commission, April 26 - 27, May 23 - 26, June 20 - July 27, September 19 - 22, October 12 - 19, November 6 - 12, November 23 - December 15 and December 15 - 30, 1990.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Filbert

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Street, subject to certain conditions, for the filming of a commercial. (Supervisor Walker)

File 42-90-9, Resolution No. 252-90

(Filbert Street, between Genoa and Kearny Streets, including the intersection of Kearny and Filbert Streets, on Thursday, Friday, Saturday and Sunday, April 12, 13, 14 and 15, 1990, between 7:00 a.m. and 7:00 p.m.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Dolores Street, for a Easter vigil ceremony by the Mission Dolores Parish. (Supervisor Gonzalez)

File 42-90-11, Resolution No. 253-90

(Dolores Street, between 16th Street and Chula Lane, on Saturday, April 14, 1990, from 4:00 p.m. to 9:00 p.m.)

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Ward - 8.

Absent: Supervisors Alioto, Kennedy, Walker - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Business Tax Registration Certificate Fee]
Ordinance amending Part III (Business Tax Ordinance) of the San Francisco Municipal Code by amending Section 1007 thereof to reduce the Business Tax Registration fee from \$200 to \$50. (Supervisor Kennedy presented.) Referred to Finance Committee.

File 127-90-2

[Business Tax Registration Tag]
Ordinance amending Part III (Business Tax Ordinance) of the San Francisco Municipal Code by amending Section 1007.1 thereof to require issuance of vehicle identification tags for all commercial

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vehicles instead of for roofing and reroofing contractors only; and by amending Ordinance No. 358-88 by deleting Sections 1003, 1007 and 1009.2 therefrom which are inconsistent with Ordinance No. 345-88. (Supervisor Kennedy presented.) Referred to Finance Committee.

File 127-90-3

Referred to Board

[Proclamation]

Resolution urging the Mayor to proclaim May 1990 as Alcohol and Other Drug Related Birth Defects Awareness Month. (Supervisors Walker, Hsieh, Alioto, Hongisto, Hallinan presented.) Referred to Board April 16, 1990 Immediate Adoption Calendar.

File 4-90-13

Adopted

[Family Day Care Licensing Program]

Resolution urging Governor Deukmejian to refrain from implementing \$2.9 million dollars in proposed cuts in the family day care licensing program.

File 12-90-11, Resolution No. 251-90

Supervisors Alioto, Walker, Ward presented for immediate adoption.

Supervisor Alioto, seconded by Supervisor Nelder, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Ward - 8.

Absent: Supervisors Alioto, Kennedy, Walker - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Ward - 8.

Absent: Supervisors Alioto, Kennedy, Walker - 3.

Referred to Committee

[SB 2100 - Bridge Tolls]

Resolution supporting SB 2100 (Kopp) a measure authorizing the Metropolitan Transportation Commission to impose a toll charge for certain vehicles using the San Francisco Bay Bridge, and urging the

Monday, April 9, 1990

Mayor to urge the legislature to pass SB 2100. (Supervisor Britt presented.) Referred to Administration and Oversight Committee.

File 12-90-12

[Traffic Stop Light Intersection]

Resolution urging the Mayor to urge the Department of Public Works to install traffic stop lights at the intersection of Dolores Street and 30th Street. (Supervisor Hallinan presented.) Referred to Economic and Social Policy Committee.

File 18-90-9

Referred to Board

[Public Health Emergency]

Resolution consenting to the certification of the Director of Public Health that the measles epidemic constitutes a public health hazard and authorizing the Director to apply for, accept and expend State Special Needs and Priorities Funds for this emergency. (Supervisor Walker presented.) Referred to Board April 16, 1990 Immediate Adoption Calendar.

File 30-90-5

[Hazardous Materials Management Plan]

Resolution urging the Mayor to urge the Public Utilities Commission, the Port Commission, the Airports Commission, the Recreation and Park Commission, and all other similarly affected commissions, and urging the Chief Administrative Officer, to fulfill their responsibilities and duties under Article 21 of the San Francisco Health Code, the Hazardous Materials Permit and Disclosure Ordinance, and to continue supporting, implementing, enforcing and complying with Article 21 of the San Francisco Health Code and other hazardous materials laws, and directing these commissions and offices to prepare and present by September 1, 1990, a report informing the Board of the degree of compliance with Article 21 and presenting a program for obtaining and maintaining compliance. (Supervisors Alioto, Walker presented.) Referred to Board April 16, 1990 Immediate Adoption Calendar.

File 128-90-2

Referred to Committee

[Mitigation Fee Study]

Resolution urging the Mayor to urge the City Planning Commission to undertake a study to analyze the feasibility and nexus for creating a service/light industrial mitigation fee and service/light industrial preservation fund to assist service/light industrial businesses to remain in the City. (Supervisor Gonzalez presented.) Referred to Economic and Social Policy Committee.

File 189-90-2

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[Grant State Funds]

Resolution authorizing the Transportation Policy Group to propose a program of projects for anticipated State funding using flexible congestion relief and urban rail improvement capital resources. (Supervisor Britt presented.) Referred to Finance Committee with request it be considered at the April 18, 1990 meeting.

File 196-90-3

Adopted

[Sierra Club Settlement Funds]

Resolution urging the United States Department of Justice to refrain from diverting Sierra Club v. Union Oil Company settlement funds of \$4.22 million from the San Francisco Bay Area to the U.S. Treasury.

File 213-90-1, Resolution No. 249-90

Supervisors Kennedy, Maher presented for immediate adoption.

Supervisor Kennedy, seconded by Supervisor Maher, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Ward - 8.

Absent: Supervisors Alioto, Kennedy, Walker - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Ward - 8.

Absent: Supervisors Alioto, Kennedy, Walker - 3.

Requests for Hearings

File 12-90-13, By Supervisor Britt: To consider support for SB 2240 (Kennedy/Hatch) Comprehensive AIDS Resources Emergency Act of 1990. Referred to Administration and Oversight Committee.

File 19-90-3, By Supervisor Alioto: To consider removing the red zone from the curb at 1150 Sacramento Street. Referred to Economic and Social Policy Committee.

File 60-90-11, By Supervisor Alioto: To consider changing the official use of the term "absentee ballot" to "vote by mail". Referred to Administration and Oversight Committee.

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File 100-89-23, By Supervisor Walker: To consider year-end 1989-90 budget review. Referred to Finance Committee with request it be considered at the April 11, 1990 meeting.

File 193-90-4, By Supervisor Nelder: To consider admission fees at the San Francisco Zoo be free for seniors and children under 16 years of age, and a one-third discount for San Francisco taxpayers. Referred to Finance Committee.

File 193-90-5, By Supervisor Nelder: To consider the condition and treatment of Jezebel and Chester, giraffes at San Francisco Zoo, both of whom have health conditions. Referred to City Services Committee.

File 193-90-6, By Supervisor Nelder: To consider the recent deaths at the San Francisco Zoo of a female Mandrill, a female Tapir, and two white fronted Lemurs. Referred to City Services Committee.

File 193-90-7, By Supervisor Nelder: To consider the employee relations at the San Francisco Zoo and problems resulting in low morale. Referred to City Services Committee.

File 193-90-8, By Supervisor Nelder: To consider a review by the Disability Program Coordinator of handicap access at the front gate of the San Francisco Zoo and also at all aspects of zoo displays. Referred to City Services Committee.

File 193-90-9, By Supervisor Nelder: To consider the relationship between the Zoological Society and the San Francisco Zoo, and their functions and responsibilities. Referred to City Services Committee.

File 196-90-4, By Supervisor Alioto: To consider the Golden Gate Bridge, Highway and Transportation District's and San Francisco Municipal Railway's purchase of buses that do not accommodate certain wheelchairs. Referred to Economic and Social Policy Committee.

File 207-90-2, By Supervisor Hongisto: To consider the recent promotions in the Police Department, the findings of a Special Consultant concerning the promotions, and the impact of the promotions on women and minority police officers. Referred to City Services Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Britt, that City Attorney draft appropriate legislation supporting SB 2240 (Kennedy/Hatch) the Comprehensive AIDS Resources Emergency Act of 1990.

By Supervisor Gonzalez, that letter be sent to the Director of the Redevelopment Agency urging them to assure that the San Francisco Museum of Modern Art comply with a comprehensive affirmative action plan as outlined in the Yerba Buena Center Project agreement.

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By Supervisor Gonzalez, that letter be sent to the Director of the Museum of Modern Art urging them to implement a comprehensive affirmative action plan as outlined in the Yerba Buena Center Project agreement.

By Supervisor Hallinan, that letter be sent to the Mayor urging he proclaim May 13, the 30th anniversary of the HUAC hearings in San Francisco, "Civil Liberties Day", and to urge the Mayor to urge the Human Rights Commission to organize an appropriate ceremony at City Hall in honor of "Civil Liberties Day".

By Supervisor Maher, that City Attorney draft appropriate legislation to require the closing of City parks between 12 Midnight and 5:00 a.m., except for designated roadways and sidewalks.

By Supervisor Nelder, that Budget Analyst conduct a limited audit comparing the salaries of Director, keepers and curators at the San Francisco Zoo to those paid at other zoos in the United States; and determine what percentage of the zoo's budget is allotted for animal care compared to similar size zoos.

By Supervisor Nelder, that City Attorney draft an ordinance amending Administrative Code to establish a Citizen's Oversight Committee to advise the Board of Supervisors regarding the operations at the San Francisco Zoo.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Larry Lee (Supervisor Britt)
Rosa Craft (Supervisor Ward)
Robert Waterhouse (Supervisor Hongisto)
Helen Fatooh (Supervisor Nelder)
Frances Hale (Supervisor Kennedy)
Ryan White (Supervisors Alioto, Britt, Hongisto)

File 2-90-15

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:42 p.m. adjourned.

John L. Taylor, Clerk

Monday, April 9, 1990

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 24, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

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No. 16

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Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, April 16, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:11 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 9.

Noted absent at first roll call:

Supervisors Hongisto, Kennedy - 2.

Quorum present.

Supervisor Hongisto was noted present at 2:14 p.m.

Supervisor Kennedy was noted present at 2:12 p.m.

CONSENT CALENDAR

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]
Ordinance appropriating \$2,000, Law Library, for retirement benefits. (Controller)

File 101-89-112, Ordinance No.

Passed for second reading.

Adopted

Monday, April 16, 1990

[Contract]

Resolution authorizing the Department of Public Health, Division of Mental Health, Substance Abuse and Forensics to extend the terms of certain health services contracts on an interim month-to-month basis. (Department of Public Health)

File 30-90-3, Resolution No. 273-90

Adopted.

[Employee Replacement]

Resolution approving immediate filling of vacated position of 1656 Head Accountant, Department of Public Health. (Department of Public Health)

File 31-90-1, Resolution No. 274-90

Adopted.

[Water Main Easement]

Resolution authorizing acceptance of a water main easement from the San Francisco Unified School District (El Dorado Elementary School, Lot 2 in Block 6179); and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 82-90-3, Resolution No. 277-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Bureau of Disease Control/TB Control, to accept and expend a State Subvention of \$17,945 from the California Department of Health Services for monies to offset the impact of the Immigration and Reform Act on the TB Control Program. (Department of Public Health)

File 146-90-23, Resolution No. 282-90

Adopted.

[Federal Challenge Grant]

Resolution authorizing the Department of Social Services to apply for, accept and expend a Federal Challenge Grant from the State Department of Social Services, Office of Child Abuse Prevention, in an amount up to \$11,000 to provide child abuse and neglect prevention and intervention services in fiscal year 1990-91. (Department of Social Services)

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File 153-90-3, Resolution No. 283-90

Adopted.

Recommendations of
Administration and Oversight Committee

Passed for Second Reading

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Daniel Regan, et al., against the City and County by payment of \$28,500. (City Attorney)

File 45-90-10, Ordinance No.

(Superior Court No. 901-959)

Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Raymond Corning against the City and County by payment of \$12,500. (City Attorney)

File 45-90-11, Ordinance No.

(Superior Court No. 867-364)

Passed for second reading.

Adopted

[Settlement of Unlitigated Claim]

Resolution approving settlement agreement, including unlitigated claim in the amount of \$64,000 in favor of the City and County of San Francisco. (City Attorney)

File 49-90-1, Resolution No. 276-90

Adopted.

Passed for Second Reading

[Lease Amendment]

Ordinance approving First Amendment to Lease for Food and Refreshment Concessions at various Recreation and Park Commission locations between the City and County and Pon & Hom, Inc.; companion measure to File 49-90-1. (City Attorney)

File 62-90-1, Ordinance No.

Passed for second reading.

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The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Earthquake Recovery Committee

Adopted as Amended

(Supervisor Nelder dissenting in Committee.)

[State of Emergency - Declaration of Policy]

((Resolution directing that an appropriate committee of the Board of Supervisors develop a "good neighbor" policy for the City and County and question the Board's decision-making process and response to citizens' needs on a day-to-day basis during and following any emergency or disaster.)) (Earthquake Recovery Committee)

Resolution directing that an appropriate committee of the Board of Supervisors develop a 'good neighbor' policy for the City and County of San Francisco in response to citizens' needs during and following any emergency or disaster, as well as to guide the City in the conduct of its everyday, non-emergency operations.

File 270-90-5.3, Resolution No. 285-90

(April 2, 1990 - Consideration continued to April 16, 1990 with pending amendment of the whole entitled, "Resolution directing that an appropriate committee of the Board of Supervisors develop a 'good neighbor' policy for the City and County of San Francisco in response to citizens' needs during and following any emergency or disaster, as well as to guide the City in the conduct of its everyday, non-emergency operations.".)

Supervisor Walker, seconded by Supervisor Hallinan, moved to adopt pending amendment of the whole as shown above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

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Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Adopted

[San Francisco Disaster Council]

Resolution urging the Mayor to urge the Disaster Council and other appropriate City agencies to develop a neighborhood emergency response plan, convene a meeting of the Disaster Council for the purpose of reviewing the existing emergency response plan and ordinances and resolutions to implement the emergency plan and requesting the Mayor to report to the Board of Supervisors by July 1, 1990, the recommendations of the Council to update, revise, amend or improve existing procedures to mobilize more effectively all resources of the community based upon the earthquake disaster of October 17, 1989. (Earthquake Recovery Committee)

File 270-90-5.4, Resolution No. 286-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

[Enhanced Communications During States of Emergency]

Resolution urging the Mayor to urge the Office of Emergency Services to develop an official multi-lingual communication plan for the City and County, including all departments and non-profit providers, including the designation of specific print and electronic media sources to issue official communications in the event of an emergency and that this designation shall be a part of the City's Emergency Operations Plan. (Earthquake Recovery Committee)

File 270-90-5.5, Resolution No. 287-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Adopted as Amended

[Emergency Operations Plans]

((Resolution urging the Mayor and the Chief Administrative Officer to urge the Commissions and heads of all City departments and agencies, where appropriate, to review and revise emergency

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operations plans of their respective departments and agencies, and requesting all departments and agencies to present any appropriately revised plans and any necessary implementing legislation to the Board of Supervisors, as coordinated by the Disaster Council; urging the utilization and incorporation of agencies outside of city government as resources in the revision of emergency operations plans.)) (Earthquake Recovery Committee)

Resolution urging the Mayor and the Chief Administrative Officer to work with the Board of Supervisors and the Disaster Council to evaluate all existing departmental and agency emergency operations plans and develop a coordinated, city-wide emergency operation plan, and for appropriate authorities to cause the City Attorney to draft and present to the Board of Supervisors said EOP which includes the utilization and incorporation of agencies outside of city government as resources in the EOP, and which incorporates a strong decentralized neighborhood-based emergency response program, and declaring that the EOP shall be a consensus document, containing no conflict with various department and agency internal operating plans.

File 270-90-5.6, Resolution No. 288-90

(April 2, 1990 - Consideration continued to April 16, 1990 with pending amendment of the whole entitled, "Resolution urging the Mayor and the Chief Administrative Officer to work with the Board of Supervisors and the Disaster Council to evaluate all existing departmental and agency emergency operations plans and develop a coordinated, city-wide emergency operation plan, and for appropriate authorities to cause the City Attorney to draft and present to the Board of Supervisors said EOP which includes the utilization and incorporation of agencies outside of city government as resources in the EOP, and which incorporates a strong decentralized neighborhood-based emergency response program, and declaring that the EOP shall be a consensus document, containing no conflict with various department and agency internal operating plans".)

Supervisor Walker, seconded by Supervisor Hallinan, moved to adopt pending amendment of the whole as shown above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

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[Emergency Preparedness Outreach]

((Resolution urging the Mayor to urge the Office of Emergency Services to review and augment or to develop and implement a public outreach program, based on the emergency operations plan and utilizing existing resources of the various departments of the City to promote public education about emergency preparedness and the neighborhood emergency response plan component of the City's revised emergency operations plan, to be contained in the City's emergency operations plan.)) (Earthquake Recovery Committee)

Resolution urging the Mayor to urge the Disaster Council to develop and implement: (1) an emergency preparedness public outreach program, and (2) a neighborhood-based emergency response plan component of the city-wide emergency operations plan, and, utilizing existing resources of the various departments of the city and the private sector to promote public education about emergency preparedness and the neighborhood emergency response plan.

File 270-90-5.7, Resolution No. 289-90

(April 2, 1990 - Consideration continued to April 16, 1990 with pending amendment of the whole entitled, "Resolution urging the Mayor to urge the Disaster Council to develop and implement: (1) an emergency preparedness public outreach program, and (2) a neighborhood-based emergency response plan component of the city-wide emergency operations plan, and, utilizing existing resources of the various departments of the city and the private sector to promote public education about emergency preparedness and the neighborhood emergency response plan.")

Supervisor Walker, seconded by Supervisor Hallinan, moved to adopt pending amendment of the whole as shown above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

[Emergency Services Expert]

Resolution urging the Mayor to consider hiring an emergency services expert to assist and advise the Disaster Council and other appropriate City agencies in preparing and updating the official emergency plan for the City and County. (Earthquake Recovery Committee)

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File 270-90-5.8, Resolution No. 290-90

Supervisor Hallinan, seconded by Supervisor Nelder, moved to amend Page one, line 23, after the word "hiring" by adding the words "or contracting with".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

(Supervisor Nelder dissenting in Committee.)

[State of Emergency]

Motion directing the Clerk of the Board of Supervisors to inquire of the City Attorney as to specific provisions of the Charter and any ordinances which establish and determine how, when and by whom a state of emergency is declared in San Francisco and how such a state of emergency is defined, how long and under what circumstances may it continue and how it may be lifted. (Earthquake Recovery Committee)

File 270-90-5.1

(April 2, 1990 - Consideration continued to April 16, 1990 with pending amendment of the whole bearing same title.)

Supervisor Walker, seconded by Supervisor Hallinan, moved to adopt pending amendment of the whole as shown above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

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Recommendation of City Services Committee

Finally Passed

[Curfew Law]

Ordinance amending Police Code, relating to the Curfew Law for minors. (Police Commission)

File 121-89-10, Ordinance No. 147-90

(Amends Section 539.)

Supervisor Gonzalez, seconded by Supervisor Nelder, moved to amend page one, line 13 and page three, line 11, by replacing "14" with "16".

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Gonzalez, Hongisto, Nelder - 3.

Noes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Walker - 6.

Absent: Supervisors Hsieh, Ward - 2.

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Walker - 6.

Noes: Supervisors Gonzalez, Hongisto, Nelder - 3.

Absent: Supervisors Hsieh, Ward - 2.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$1,540,694, Department of Public Health, Laguna Honda Hospital, for permanent salaries-nurses and related mandatory fringe benefits, other medical services, medical service contract, training, other services, minor furnishings, medical/dental, pharmaceuticals, institutional linen, food processing supplies, foodstuffs, other materials and supplies, hospital equipment, various facilities maintenance project and worker's compensation; rescinding \$1,540,694 from permanent salaries-miscellaneous and nurses and related mandatory fringe benefits, for the creation of forty-nine positions and the deletion of two positions. (Controller)

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File 101-89-107, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Department of Public Health, Laguna Honda Hospital, reflecting the addition of forty-nine positions and the deletion of two positions; companion measure to File 101-89-107. (Civil Service Commission)

File 102-89-41, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisor Hsieh, Ward - 2.

Passed for Second Reading as Amended

[Government Funding]

Ordinance appropriating \$4,054, Recreation and Park Department, for permanent salaries-miscellaneous and related mandatory fringe benefits, for the creation of one position. (Controller)

File 101-89-108, Ordinance No.

Supervisor Walker, seconded by Supervisor Alioto, moved an amendment of the whole entitled "[Government Funding] Ordinance appropriating \$4,054 for temporary salaries-miscellaneous, Recreation and Park Department for fiscal year 1989-90".

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker - 6.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

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Tabled

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Recreation and Park Department, reflecting the addition of one position (Classification 2708 Custodian); companion measure to File 101-89-108. (Civil Service Commission)

File 102-89-39, Ordinance No.

Supervisor Nelder, seconded by Supervisor Hallinan, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

Passed for Second Reading

(Supervisor Maher dissenting in Committee.)

[Government Funding]

Ordinance appropriating \$68,841, Board of Supervisors, for permanent salaries and related mandatory fringe benefits, telephone, materials and supplies, data processing/word processing equipment, communications and furnishings/furniture; rescinding \$58,785 from permanent salaries and related mandatory fringe benefits; for the creation of four positions. (Controller)

File 101-89-109, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker - 6.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

(Supervisor Maher dissenting in Committee.)

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Board of Supervisors, reflecting the addition of four positions (Classifications (3) A067 Legislative Policy Analyst and (1) 1452 Executive Secretary II); companion measure to File 101-89-109. (Civil Service Commission)

File 102-89-42, Ordinance No.

Passed for second reading by the following vote:

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Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker - 6.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

[Government Funding]

Ordinance appropriating \$12,750, Chief Administrative Officer, for capital improvement project (city office building development). (Controller)

File 101-89-110, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

[Government Funding]

Ordinance appropriating \$1,033,670, Department of Social Services, for home contractual assistance. (Controller)

File 101-89-111, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

[Sublease of Property]

Ordinance authorizing and approving sublease of City leasehold interest located at 701 Frederick Street, commonly known as the former Boys' Gym of Polytechnic High School, to Pickle Family Circus. (Real Estate Department)

File 64-90-6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

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[Membership List]

Ordinance amending Administrative Code, to add organizations to the membership list of the Department of Public Works. (Department of Public Works)

File 97-90-10, Ordinance No.

(Amends Section 16.6-9.1.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

Consideration Continued

[Health Service System]

Ordinance amending Administrative Code, approving Health Service System plans and rates of contribution, as adopted by the Health Service Board. (Health Service System)

File 97-90-11, Ordinance No.

(Amends Section 16.157.)

Supervisor Nelder, seconded by Supervisor Hallinan, moved to continue consideration to April 23, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

Adopted

[Employee Replacement]

Resolution approving immediate filling of vacated position of 0400 Deputy Chief of Police, San Francisco Police Department. (Police Commission)

File 31-90-2, Resolution No. 275-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

Recommendations of
Administration and Oversight Committee

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Passed for Second Reading

[Settlement of Claim]

Ordinance amending Administrative Code, concerning settlement of litigation not exceeding \$5,000. (City Attorney)

File 97-90-15, Ordinance No.

(Amends Section 10.22.2.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

Passed for Second Reading as Amended

[Annual Salary Standardization Ordinance]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County, San Francisco Community College District and San Francisco Unified School District whose compensations are subject to provisions of Sections 8.400, 8.401 and 8.407 of the Charter and establishing working schedules and conditions of employment and methods of payment; effective July 1, 1990. (Supervisor Gonzalez)

File 106-90-1, Ordinance No.

(The Board by Motion File No. 106-90-2 extended the deadline for final passage of the Salary Standardization Ordinance to and including April 30, 1990.)

Supervisor Walker, seconded by Supervisor Alioto, moved the following amendments:

Amend page three, Section I.C. 11, by changing "\$425" to "\$525";

Amend page four, Section I.C. 15, the first paragraph should be modified as follows: "The City will provide four (4) coveralls or bibs or pairs of pants and three (3) shirts to employees represented by Local 34, Pile Drivers Union, subject to the provisions contained in the Memorandum of Understanding between the Union and the City.";

Amend page five, Section I.C. 19, the paragraph should be modified as follows: "Consistent with and subject to the provisions of a Memorandum of Understanding between Local 3 Operating Engineers and the City and County of San Francisco, the City agrees to provide foul weather gear, coveralls, protective leather gloves, goggles, safety glasses, hard hats, earplugs and work vests, for employees in the classification of 9331 Pile Driver Engine Operator.";

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Amend page five, Section II.A.1, the second paragraph of this section lists a number of classes of employees for which the appointing authority, with Civil Service Commission authorization, may establish work schedules other than eight (8) hours within nine (9), that listing should be expanded by adding "Laboring Group Class Series 2400.";

Amend page six, Section II.A.1, the fourth paragraph of this section should be modified as follows: The reference to the "Board of Supervisors" in the first line be changed to "Mayor's Office Employee Relations Division" and the word "board" in line 11 be changed to "City".

Amend page 13, Section IV.A Night Duty, the additional exception shall be added for classes covered by the Memorandum of Understanding with the Laborers International Union Local 261 to read as follows: "Classifications represented by the Laborers International Union Local 261 shall be paid \$1.10 as a shift premium for hours worked between 6:00 p.m. and 7:00 a.m. if the employee works at least one (1) hour of his/her shift between 6:00 p.m. to 7:00 a.m., except for employees participating in an authorized flex-time program and who voluntarily work between the hours of 6:00 p.m. and 7:00 a.m.;

Amend page 22, second paragraph, by adding, "Employees in Class 7355 Truck Driver who operate boom trucks and front-end loaders shall be paid \$.35 per hour for those hours actually driving." Employees in class 7355, Truck Driver who operate semi-tractor trailer combinations (Class I California Driver license required) "eg." Equipment Transport, End Dumper, or Flow-Boy operation, 60 ft. truck transfer (Hetch Hetchy) shall be paid a \$1.25 per hour premium for those hours actually spent driving.";

Amend page 25, Section IV.O Sewage Premium Pay, first paragraph, All references to "\$.375 per hour premium" should be changed to "\$.45 per hour premium". Delete "at Millbrae during fiscal year 1988-89" in last sentence. Add a paragraph including Ironworkers Local 377 for classes 7395 Ornamental Iron Worker, and 9342 Ornamental Iron Worker Supervisor I to receive \$.375 per hour premium.;

Amend page 26, fourth paragraph to read as follows: "Consistent with and subject to the provisions of a memorandum of Understanding between Local 3 Operating Engineers and the City and County of San Francisco, employees represented by Operating Engineers Local 3 shall be entitled to \$.45/hour premium when assigned work which requires contact with untreated human/animal sewage. Prolonged routine contact in excess of 4 hours per day will be paid a full day's day premium of 8 hours.";

Amend page 29, Section IV.S, Travel expense, San Francisco Airport, this section shall be modified by changing its title to "Travel Expense" and to be read as follows: "Employees who reside within the City and County of San Francisco and are assigned work at San Francisco International Airport, Sharp Park shall be reimbursed for travel expenses to and from these locations in the amount of \$2.30 per day (\$2.50 per day for employees covered by IFFPTE Local 21). Employees who reside

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within the City and County of San Francisco and are assigned work at Millbrae shall be reimbursed for travel expenses to and from this location in the amount of \$2.00 per day. Employees who reside within the City and County of San Francisco and are assigned work in Sunol shall be reimbursed for travel expenses to and from Sunol in three amounts of \$7.00 per day. In order for an employee to be eligible for this benefit, he or she must file a verified affidavit with the Civil Service Commission stating that their legal residence is at a particular address in the City and County of San Francisco."

Amend page 31, Section IV.Y, Laborers/Stationary Engineers Local 39, this section shall be modified by changing the rate of "\$.25" per hour to "\$.35" per hour. A new sub-section shall be added to Section iv to read as follows: "A premium of \$1.50 per hour will be paid to Class 7334 and related classes for such hours as employees in those classes are actually working in assignments where the employees come in contact with the inmate population in those correctional facilities listed below. This premium shall not be added to the employee's base rate of pay for the purpose of calculating overtime. Those facilities where this premium shall apply are listed below: 1) County Jail #3 in San Bruno 2) Youth Guidance Center a) 375 Woodside, San Francisco, b) Log Cabin Ranch in La Honda 3) Hall of Justice in San Francisco.";

Amend page 25, Section IV.N Certifications, Licenses or Registrations, by adding the following paragraph: "Pursuant to the provisions of the Memorandum of Understanding between the Laborers International Union, Local 261 and the City and county of San Francisco, employees who are required to obtain and maintain a valid insecticide spray license certificate as part of their work assignment shall be reimbursed for the fee charged for renewing their certificate upon presentation of documentation which establishes verification of the successful completion of the renewal process. The reimbursement authorized by this section shall apply only to the renewal of required certificates and not to their initial acquisition.";

Amend page 27, Section IV.O, Sewage Premium Pay, Paragraph 13 of this section (top of page 27) shall be amended by deleting "San Francisco International Airport" from line four and substitute "any city department";

Amend page 31, Section IV.X, Deputy Sheriff, Effective July 1, 1990, employees who possess an intermediate POST certificate shall, upon presenting documentation to the departments, receive a bi-weekly payment of \$40.00 in recognition of this achievement. Professional achievement pay shall be paid commencing with the first pay period following said presentation. Employees who possess an advanced POST certificate shall, upon presentation to the Department, receive a bi-weekly payment of \$80.00 in recognition of this achievement. This payment is not subject to FLSA (Fair Labor Standards Act) overtime.";

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Amend page 34, Section IV.LL In Charge assignment, Employees in Class 3372 Deputy Animal Control Officer, 3370 Animal Care Attendant and Class 1434 Shelter Service Representative shall, when assigned to be in charge of their division during the absence of higher level supervision for an entire shift, be paid a premium of \$7.00 per day when so assigned. Said employees shall serve in the "in charge" assignment at the pleasure of the appointing authority and shall not obtain any tenure or property interest in the assignment.;

Amend page 35, Section V.B., the first sentence of the second paragraph should be modified to read as follows: "Those employees subject to the provisions of the Fair Labor Standards Act who are required or suffered to work overtime shall be paid in salary unless the employee and the appointing officer mutually agree that in lieu of paid overtime, the employee shall be compensated with compensatory time off.";

Amend page 1365, Section VI. Holidays and Holiday Pay, second paragraph (top of page 36): "December 25, any day declared to be a holiday by proclamation of the Mayor after such day has heretofore been declared a holiday by the Governor of the State of California or the President of the United States, and three additional holidays to be taken on days selected by the employee (if conferred in MOU and unrepresented employees) subject to the approval of the appointing officer.";

Amend page 38, Section VI.E, Employees not Eligible for Holiday Compensation, the second paragraph of this section shall read as follows: "Employees working in classifications represented by the Stationary Engineers, Local #39, who are working on an "as needed" basis and work on a designated legal holiday shall be compensated at the normal overtime rate of time and one-half the basic hourly rate, if the employee worked forty (40) hours in the pay period in which the holiday falls. Said employees shall not receive normal holiday compensation."; and

Amend page 131, Section XIV.C, Composite Schedule, for classifications 2230 Physician Specialist and 2232 Senior Physician Specialist, by adding "5% additional when engaged in the practice of psychiatric medicine".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

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Adopted

[California Wildlife Act]

Resolution endorsing the California Wildlife Protection Act of 1990 and encouraging residents to likewise preserve the health of our world and the beauty of our State's Wildlife heritage forever.
(Supervisor Britt)

File 193-89-12, Resolution No. 284-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

[Appointment]

Resolution appointing member to the San Francisco Advisory Council to the Commission on the Aging. (Administration and Oversight Committee)

File 92-90-2, Resolution No. 278-90

(Marian Levy, vice Marian Liang, term expired, for two year term ending March 31, 1992.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

[Appointment]

Resolution appointing member to the Adult Day Health Care Planning Council. (Administration and Oversight Committee)

File 92-90-4, Resolution No. 279-90

(George Goodstein, M.D., vice Richard M. Kutsch, M.D., resigned, for unexpired portion of three-year term ending September 30, 1991.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward 4.

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[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with the Police Commission, Chief of Police and the San Francisco Police Officers' Association for the ranks of Police Officer, Police Woman, Assistant Inspector, Inspector and Sergeant. (Mayor's Office of Employee Relations)

File 93-90-6, Resolution No. 280-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

[Employee Relations]

Resolution ratifying Memorandum of Understanding with the Police Commission, Chief of Police and the San Francisco Police Officers' Association for the ranks of Lieutenant, Captain, Police Commission Secretary, Commander and Deputy Chief. (Mayor's Office of Employee Relations)

File 93-90-7, Resolution No. 281-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

From the Clerk of the Board

Adopted

[Final Map, Condominium Project]

Motion approving final map of Saddleback, Phase IV, a condominium project, being a resubdivision of Lot 44 in Assessor's Block 6423 and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-14

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

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[Final Map, Condominium Project]

Motion approving final map of Saddleback, Phase V, a condominium project, being a resubdivision of Lot 45 in Assessor's Block 6423 and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-15

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

[Final Map, Condominium Project]

Motion approving final map of 734 14th Street, a condominium project, being a resubdivision of Lot 22 in Assessor's Block 3537 and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-16

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

COMMITTEE REPORTS

Recommendation of Economic and Social Policy Committee

Adopted

[Proclamation]

Resolution recognizing the week of April 16th through April 20th as "Alcoholism Action Week" in the City and County. (Supervisor Maher)

File 4-90-5, Resolution No. 272-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Nelder, Walker - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Ward - 4.

Adopted as Amended

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[Subsurface Embarcadero Freeway]
Resolution endorsing the concept of a subsurface freeway on the Embarcadero subject to conditions. (Supervisor Ward presented on behalf of the Mayor)

File 272-90-1, Resolution No. 262-90

Supervisor Kennedy, seconded by Supervisor Walker, moved the following amendments:

amend page one, line nine, after the word "California", by adding the word "presently";

amend line 10, after the word "Embarcadero," by deleting "and the failure of the City and County to endorse any other proposal by April 16, 1990 constitutes an endorsement for the Caltrans plan for retrofitting";

amend page two, line 18, after the word "subsurface" add the words "or surface"; amend page two, line 19, after the word "Resolution", by deleting the period, adding a comma and the following: "subject to the following conditions:

1. The Mayor, by August 1, 1990:
 - a. Inform the Board how the concept would be implemented, including a description of expected environmental reviews, if any.
 - b. Inform the Board how expensive it will be to complete the project, including a statement of monies anticipated to be provided by federal, state, and other governmental agencies, as well as by the City and County.
 - c. Inform the Board in an advanced study of the project how the City should address short-term and long-term traffic problems related to the project, and how the City should address concerns of local businesses, residents and community organizations regarding the project.
2. The plan should also include a thorough review and analysis of geological/soils issues related to the project, and a specific timetable for implementing and completing the project.
3. In the plan the Mayor should advise the Board of the State's commitment to cooperate with the City in completing the project."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Kennedy, Maher, Walker - 6.

Noes: Supervisors Hallinan, Hongisto, Hsieh, Nelder, Ward - 5.

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Supervisor Hongisto, seconded by Supervisor Nelder, moved to further amend page two, line 18, after the word "subsurface" by deleting the words "or surface".

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hallinan, Hongisto, Hsieh, Nelder, Ward - 5.

Noes: Supervisors Alioto, Britt, Gonzalez, Kennedy, Maher, Walker - 6.

Supervisor Hsieh, seconded by Supervisor Nelder, moved to rerefer to Committee.

Motion to rerefer to Committee refused adoption by the following vote:

Ayes: Supervisors Hongisto, Hsieh, Nelder, Ward - 4.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker - 7.

Resolution adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Kennedy, Maher, Walker - 6.

Noes: Supervisors Hallinan, Hongisto, Hsieh, Nelder, Ward - 5.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:
Julie Porter

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

(The following items are being considered after the date of introduction and, if it does not receive a unanimous vote, requires a motion adopted by eight votes to suspend the rule requiring committee referral.)

Adopted

[Proclamation]

Resolution urging the Mayor to proclaim May 1990 as Alcohol and Other Drug Related Birth Defects Awareness Month. (Supervisors Walker, Hsieh, Alioto, Hongisto, Hallinan)

File 4-90-13, Resolution No. 266-90

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Adopted.

[Public Health Emergency]

Resolution consenting to the certification of the Director of Public Health that the measles epidemic constitutes a public health hazard and authorizing the Director to apply for, accept and expend State Special Needs and Priorities Funds for this emergency. (Supervisor Walker)

File 30-90-5, Resolution No. 263-90

Adopted.

[Hazardous Materials Management Plan]

Resolution urging the Mayor to urge the Public Utilities Commission, the Port Commission, the Airport Commission, the Recreation and Park Commission, and all other similarly affected commissions, and urging the Chief Administrative Officer, to fulfill their responsibilities and duties under Article 21 of the San Francisco Health Code, the Hazardous Materials Permit and Disclosure Ordinance, and to continue supporting, implementing, enforcing and complying with Article 21 of the San Francisco Health Code and other hazardous materials laws, and directing these commissions and offices to prepare and present by September 1, 1990, a report informing the Board of the degree of compliance with Article 21 and presenting a program for obtaining and maintaining compliance. (Supervisors Alioto, Walker)

File 128-90-2, Resolution No. 271-90

Adopted.

The foregoing items were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

IMMEDIATE ADOPTION CALENDAR

Severed from Immediate Adoption Calendar

Supervisor Alioto requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Adopted as Amended

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[Street Closing]

Resolution authorizing temporary closing of a portion of Ellis and Cyril Magnin Streets, for a street fair related to Cinco De Mayo; and providing for insurance. (Supervisors Alioto and Hongisto)

File 42-90-10, Resolution No. 261-90

(Ellis Street, between Powell and Cyril Magnin Streets,
((Cyril Magnin Street, between Ellis and O'Farrell Streets,
and Cyril Magnin Street, between Market and Ellis Streets
(right lane only).)) from 6:00 p.m., Friday, May 4, 1990, to
6:00 a.m., Sunday, May 6, 1990.)

Supervisor Alioto, seconded by Supervisor Hallinan, moved to amend by deleting "Cyril Magnin Street, between Ellis and O'Farrell Streets, and Cyril Magnin Street, between Market and Ellis Streets (right lane only)".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

The Board resumed its consideration of the following item on the Immediate Adoption Calendar.

Immediate Adoption Calendar

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1 90-16, Resolution No. 265-90

(Cleo P. Donovan, member, Civil Service Commission, April 8 - 11; Kenneth E. Dowlin, City Librarian, April 24, May 22 and July 26; Sam Duca, Assessor, May 1 - 13; Keith Eickman, Vice President, Recreation & Park Commission, May 4 - 9; Leonard Graff, member, Human Rights Commission, April 22 - May 10; Michael Hennessey, Sheriff, May 19 - 25; May Jaber, member, Human Rights Commission, April 18 - May 5; Gary Kitahata, member, Redevelopment Agency, April 11 - 23; Haig G. Mardikian, member, Redevelopment Agency, April 4 - 18; Patrick A. Murphy, member, Airports Commission, April 7 - 16; Eddie Powell, member, Film and Video Arts Commission, May 3 - 5; David Werdegarr M.D., M.P.H., Director of Health, April 28 - May 18, 1990.)

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Adopted.

The foregoing item on the Immediate Adoption Calendar was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Environmental Enforcement Fund]

Ordinance amending Chapter 10 of the San Francisco Administrative Code by amending Section 10.117-83, establishing an Environmental Enforcement Fund, to allow for the receipt of money distributed by the California Department of Health Services under the California Hazardous Waste Control Act. (Supervisor Walker presented.) Companion measures to Files 93-90-9, 93-90-10 and 118-90-2. Referred to Finance Committee.

File 97-90-18

[Fees]

Ordinance amending Part II, Chapter I, of the San Francisco Municipal Code (Building Code) by amending Section 332.3 thereof, to modify the amount of the investigation fee for performing work without a permit. (Supervisor Hongisto presented.) Referred to Finance Committee.

File 114-90-4

[Hazardous Waste Generator Inspections, Fees]

Ordinance amending Part II, Chapter V (Health Code) of the San Francisco Municipal Code by adding Article 22 thereto, and amending Part III of the San Francisco Municipal Code by amending Section 35 to provide for a program for enforcement of the California Hazardous Waste Control Act and for inspection and administration fees for hazardous waste generators; and adopting by reference the definitions in the Hazardous Waste Control Act of the State of California, Division 20, Chapter 6.5 of the California Health and Safety Code and its implementing regulations. (Supervisor Walker presented.) Companion measures to Files 93-90-9, 93-90-10 and 97-90-18. Referred to Finance Committee.

File 118-90-2

Monday, April 16, 1990

Adopted

[Isiah Nelson Police Academy]

Resolution memorializing the Mayor to urge the Police Commission to name the Police Academy at 350 Amber Street the Isiah Nelson Police Academy.

File 4-90-14, Resolution No. 292-90

Supervisors Kennedy, Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Nelder, Walker and Ward presented for immediate adoption.

Supervisor Kennedy, seconded by Supervisor Walker, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

Referred to Board

[Piano Accordion]

Resolution urging the Mayor to place a plaque at 122 Grant Avenue (formerly 1251 Dupont St.) in honor of Finau Piatanesi, father of the piano accordion in America. (Supervisor Kennedy presented.) Referred to Board April 23, 1990, Immediate Adoption Calendar.

File 4-90-15, Resolution No. 320-90

Adopted

[State Funding -- Child Abuse Prevention Training Act]

Resolution memorializing the Governor and California Legislature to restore funds for the Child Abuse Prevention Training Act (CAPTA).

File 12-90-14, Resolution 267-90

Supervisors Hongisto, Alioto, Britt, Hallinan, Kennedy and Walker presented for immediate adoption.

Supervisor Hongisto, seconded by Supervisor Nelder, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Monday, April 16, 1990

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder Walker - 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

Referred to Committee

[Immigration Reform and Control Act of 1986]
Resolution urging the United States Congress to repeal the employer sanctions provisions of the Immigration Reform and Control Act of 1986 (IRCA). (Supervisors Britt, Gonzalez and Walker presented.)
Referred to Economic and Social Policy Committee.

File 13-90-8

Referred to Board

[Asian Perinatal Advocates]
Resolution urging his honor, the Mayor, to take the necessary steps to ensure that officials at San Francisco General Hospital and the Department of Public Health include in their budgets for fiscal year 1990-1991, funding for the Asian Perinatal Advocates Program.
(Supervisor Nelder presented.) Referred to Board April 23, 1990.
Immediate Adoption Calendar.

File 30 90-6

Adopted

[Street Closing]
Resolution authorizing temporary closing of Kearny Street between California and Clay Streets from 10 a.m. to noon on Saturday, April 28, to observe Workers Memorial Day; encouraging the Bank of America to allow the use of its plaza at California and Kearny Streets as an appropriate area to observe Workers Memorial Day.

File 42-90-12, Resolution No. 268-90

Supervisor Nelder presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Alioto, moved that the Board find the need to take action arose subsequent to publication of the calendar.

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Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

[Street Closing]

Resolution authorizing temporary closing of a portion of Nineteenth Street.

File 42-90-13, Resolution No. 269-90

Supervisor Walker presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Nelder, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

[Street Closing]

Resolution authorizing temporary closing of a portion of Leidesdorff Street.

File 42-90-14, Resolution No. 270-90

Supervisor Walker presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Nelder, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Monday, April 16, 1990

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward 8.

Absent: Supervisors Gonzalez, Hsieh, Maher - 3.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker 8.

Absent: Supervisors Gonzalez, Maher, Ward - 3.

Referred to Committee

[Federal Funds - Residential Hotel Projects]
Resolution approving the transfer of funds reserved for the International Hotel acquisition to Tenderloin Hotels, a California Limited Partnership, and the execution of loan agreements with Tenderloin Hotels. (Supervisor Walker presented.) Referred to Finance Committee.

File 79-90-2

[Hazardous Waste Enforcement]
Resolution entering into a Memorandum of Understanding with the California Department of Health Services to provide for an efficient means of transmittal to the City and County of San Francisco of the local health officer's portion of fines and penalties collected in hazardous waste enforcement actions. Companion to measures 93-90-10, 97-90-18 and 118-90-2. (Supervisor Walker presented.) Referred to Finance Committee.

File 93-90-9

[Hazardous Waste Enforcement]
Resolution authorizing the Director of Public Health to enter into a Memorandum of Understanding with the California Department of Health Services to ensure cooperation and coordination in the enforcement of the Hazardous Waste Control Act. Companion measures to Files 93-90-9, 97-90-18 and 118-90-2. (Supervisor Walker presented.) Referred to Finance Committee.

File 93-90-10

[Mortgage Revenue Bonds - Cancellation]
Resolution authorizing the Mayor to execute an agreement cancelling the City and County of San Francisco 1982 Mortgage Revenue Bonds (San Francisco residential hotels), assigning the bond loan documents, and releasing claims. (Supervisor Walker presented.) Referred to Finance Committee.

File 170 90-4

Monday, April 16, 1990

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kennedy, that City Attorney draft an amendment to Ordinance Number 404-81 to rename the Officers for Justice Scholarship Fund to the Officers for Justice/Isiah Nelson Memorial Scholarship Fund.

By Supervisor Kennedy, that letter be sent to the Director of the Civil Service Commission inquiring whether a response may be forwarded regarding why Mr. Emmanuel Nnaji has been passed over for class #1840 and why his civil service ranking was changed from #57 to #62 on the eligible list, and requesting that a reply also be forwarded to Emmanuel Nnaji.

By Supervisor Nelder, that Budget Analyst analyze the Department of Public Health's budget for fiscal year 1988-89 and fiscal year 1989-90, paying particular attention to ascertain dollar differences in the budgets excluding any increase for salary standardization, excluding any program already in place in fiscal year 1988-89 if service/staff did not increase in the following year, excluding any labor contracts negotiated with employee organizations such as nurses, excluding capital improvements, excluding any health education programs, excluding money paid to private hospitals and excluding money paid to doctors for the care of the indigent.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Commander Isiah Nelson (Entire Board)
Sigrid Wurschmidt (Supervisor Walker)
Spark Matsunaga (Supervisor Hongisto)

File 2-90-16

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 7:02 p.m. adjourned.

John L. Taylor, Clerk

Monday, April 16, 1990

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 1, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

January 1901

Journal of Proceedings Board of Supervisors

City of San Francisco

Published by the Board of Supervisors

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No. 17

Monday, April 23, 1990

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City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, April 23, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:08 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 7.

Noted absent at first roll call:

Supervisors Hongisto, Hsieh, Maher, Ward - 4.

Quorum present.

Supervisor Hongisto was noted present at 2:14 p.m.

Supervisor Hsieh was noted present at 3:15 p.m.

Supervisor Maher was noted present at 2:11 p.m.

Supervisor Ward was noted present at 2:18 p.m.

Presentation of Guests

Supervisor Kennedy introduced and welcomed the Honorable Jim Belich, Mayor of Wellington, New Zealand.

Suspension of the Rules

Supervisor Kennedy, seconded by Supervisor Maher, moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to Mayor Belich.

No objection and motion carried.

Mayor Belich gave a brief address.

Monday, April 23, 1990

Supervisor Britt welcomed and acknowledged the following visitors from Poughkeepsie, New York: Pat and Jean Letteri.

Supervisor Kennedy introduced and welcomed Aubrey Loquano, National Coordinator of the Nelson Mandela tour and Yvonne S. Logan, Co-Chair, Anti Apartheid Committee.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Walker, moved that the Journal of Proceedings for Monday, November 13, 1989, be approved.

Motion carried by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Alioto, Hongisto, Hsieh, Maher, Ward - 5.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Nelder requested that the following measures be severed from the Consent Calendar and considered separately.

Recommendations of Administration and Oversight Committee

Finally Passed

[Lease Amendment]

Ordinance approving First Amendment to Lease for Food and Refreshment Concessions at various Recreation and Park Commission locations between the City and County and Pon & Hom, Inc.; companion measure to File 49-90-1. (City Attorney)

File 62-90-1, Ordinance No. 137-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Walker - 7.

Noes: Supervisors Hongisto, Nelder - 2.

Absent: Supervisors Hsieh, Ward - 2.

Monday, April 23, 1990

[Settlement of Claim]

Ordinance amending Administrative Code, concerning settlement of litigation not exceeding \$5,000. (City Attorney)

File 97-90-15. Ordinance No. 140-90

(Amends Section 10.22.2.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hsieh, Ward - 2.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$1,540,694, Department of Public Health, Laguna Honda Hospital, for permanent salaries-nurses and related mandatory fringe benefits, other medical services, medical service contract, training, other services, minor furnishings, medical/dental, pharmaceuticals, institutional linen, food processing supplies, foodstuffs, other materials and supplies, hospital equipment, various facilities maintenance project and worker's compensation; rescinding \$1,540,694 from permanent salaries-miscellaneous and nurses and related mandatory fringe benefits, for the creation of forty-nine positions and the deletion of two positions. (Controller)

File 101-89-107. Ordinance No. 145-90

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Department of Public Health, Laguna Honda Hospital, reflecting the addition of forty-nine positions and the deletion of two positions; companion measure to File 101-89-107. (Civil Service Commission)

File 102-89-41. Ordinance No. 146-90

Finally passed.

Monday, April 23, 1990

[Government Funding]

Ordinance appropriating \$12,750, Chief Administrative Officer, for capital improvement project (city office building development). (Controller)

File 101-89-110, Ordinance No. 142-90

Finally passed.

[Government Funding]

Ordinance appropriating \$1,033,670, Department of Social Services, for home contractual assistance. (Controller)

File 101-89-111, Ordinance No. 143-90

Finally passed.

[Government Funding]

Ordinance appropriating \$2,000, Law Library, for retirement benefits. (Controller)

File 101-89-112, Ordinance No. 144-90

Finally passed.

[Sublease of Property]

Ordinance authorizing and approving sublease of City leasehold interest located at 701 Frederick Street, commonly known as the former Boys' Gym of Polytechnic High School, to Pickle Family Circus. (Real Estate Department)

File 64-90-6, Ordinance No. 138-90

Finally passed.

[Membership List]

Ordinance amending Administrative Code, to add organizations to the membership list of the Department of Public Works. (Department of Public Works)

File 97-90-10, Ordinance No. 139-90

(Amends Section 16.6-9.1.)

Finally passed.

Monday, April 23, 1990

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$102,000, Public Works, for capital improvement project (Candlestick Park Pedestrian Overpass); rescinding \$102,000 from capital improvement project (Candlestick Park Lane Control Signals). (Controller)

File 101-89-45, Ordinance No.

Passed for second reading.

[Government Funding]

Ordinance appropriating \$91,736,500, Airports Commission, for various capital improvement projects. (Controller)

File 101-89-114, Ordinance No.

Passed for second reading.

[Parking Lease Amendment]

Ordinance approving and authorizing execution of sixth amendment of Golden Gateway Garage Lease. (Parking and Traffic Commission)

File 47-90-2, Ordinance No.

Passed for second reading.

[Grant of Easement]

Ordinance authorizing grant of 1,120 square foot easement to Pacific Gas and Electric Company for installation of an underground electric line crossing Hetch Hetchy Parcel No. 623 in Stanislaus County. (Real Estate Department)

File 82-90-4, Ordinance No.

Passed for second reading.

Recommendations of
Administration and Oversight Committee

Finally Passed

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Daniel Regan, et al., against the City and County by payment of \$28,500. (City Attorney)

File 45-90-10, Ordinance No. 135-90

Monday, April 23, 1990

(Superior Court No. 901-959)

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Raymond Corning against the City and County by payment of \$12,500. (City Attorney)

File 45-90-11, Ordinance No. 136-90

(Superior Court No. 867-364)

Finally passed.

Recommendation of City Services Committee

Adopted

[Parking of Vehicles]

Resolution extending boundaries of Residential Permit Parking Area "S" in the Duboce Triangle Area and adding to the list of streets upon which time limitations shall apply. (Department of Public Works)

File 40-90-3, Resolution No. 300-90

(18th Street, between Castro and Hartford Streets, south side;
19th Street, between Castro and Hartford Streets, both sides.)

Adopted.

Recommendations of Economic and Social Policy Committee

Adopted

[Taxi Stand]

Resolution establishing location of taxi stand at 15 Fourth Street. (Economic and Social Policy Committee)

File 15-90-1, Resolution No. 297-90

(15 Fourth Street, east side, from 6 feet to 87 feet north of Stevenson Street (81-foot zone, replacing parking meters 9, 11, 13 and 15).)

Adopted.

Monday, April 23, 1990

[Stop Intersection]

Resolution designating certain intersections as Stop intersections.
(Economic and Social Policy Committee)

File 18-90-7, Resolution No. 298-90

(Stop Signs - Establish

Funston Avenue, Rockridge Drive, Cragmont and Twelfth Avenues,
north/central corner at Twelfth Avenue, southeast corner, and
northwest corner at Funston Avenue, stopping Twelfth Avenue
and Funston Avenue traffic;

Twenty-Fifth Street and Rhode Island Street, northeast and
southwest corners, stopping Twenty-Fifth Street traffic;

Concord Street and Morse Street, southeast, southwest and
northwest corners, stopping Concord Street and Morse Street
traffic (makes this an all-way STOP.).)

Adopted.

[Parking Regulation]

Resolution enacting parking regulations, various streets. (Economic
and Social Policy Committee)

File 19-90-2, Resolution No. 299-90

(No Parking Anytime - Rescind

Harrison Street, west side, between Seventeenth and Eighteenth
Streets.

Parking Meter Area "3", 1-Hour Parking, Monday - Saturday,
9:00 a.m. to 6:00 p.m. - Extend

Russia Street, both sides, between London and
Mission Streets.)

Adopted.

The foregoing items on the Consent Calendar were acted upon by
the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hsieh, Ward - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

Monday, April 23, 1990

[Government Funding]

Ordinance appropriating \$4,054, Recreation and Park Department, for temporary salaries-miscellaneous and related mandatory fringe benefits, for the creation of one position. (Controller)

File 101-89-108, Ordinance No. 141-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hsieh - 1.

(Supervisor Maher dissenting in Committee.)

[Government Funding]

Ordinance appropriating \$68,841, Board of Supervisors, for permanent salaries and related mandatory fringe benefits, telephone, materials and supplies, data processing/word processing equipment, communications and furnishings/furniture; rescinding \$58,785 from permanent salaries and related mandatory fringe benefits; for the creation of four positions. (Controller)

File 101-89-109, Ordinance No. 133-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker, Ward - 7.

Noes: Supervisors Kennedy, Maher, Nelder - 3.

Absent: Supervisor Hsieh - 1.

(Supervisor Maher dissenting in Committee.)

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Board of Supervisors, reflecting the addition of four positions (Classifications (3) A067 Legislative Policy Analyst and (1) 1452 Executive Secretary II); companion measure to File 101-89-109. (Civil Service Commission)

File 102-89-42, Ordinance No. 134-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker, Ward - 7.

Noes: Supervisors Kennedy, Maher, Nelder - 3.

Absent: Supervisor Hsieh - 1.

Monday, April 23, 1990

Passed for Second Reading

[Health Service System]

Ordinance amending Administrative Code, approving Health Service System plans and rates of contribution, as adopted by the Health Service Board. (Health Service System)

File 97-90-11, Ordinance No.

(Amends Section 16.157.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Recommendation of
Administration and Oversight Committee

Passed for Second Reading As Amended

[Annual Salary Standardization Ordinance]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County, San Francisco Community College District and San Francisco Unified School District whose compensations are subject to provisions of Sections 8.400, 8.401 and 8.407 of the Charter and establishing working schedules and conditions of employment and methods of payment; effective July 1, 1990. (Supervisor Gonzalez)

File 106-90-1, Ordinance No.

(The Board by Motion File No. 106-90-2 extended the deadline for final passage of the Annual Salary Standardization Ordinance to and including April 30, 1990.)

Supervisor Hallinan, seconded by Supervisor Walker, moved to amend pursuant to memorandum to Clerk of the Board from Employee Relations Division dated April 20, 1990 (copy of which is contained in Board of Supervisors file).

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Monday, April 23, 1990

Absent: Supervisor Hsieh - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$153,400. Department of Public Works. for freight, copy machine, communications, furnishings/furniture, data processing, services of other departments - Real Estate and service of other departments - Building Maintenance. (Controller)

File 101-89-113, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Maher, Walker, Ward - 8.

Noes: Supervisors Kennedy, Nelder - 2.

Absent: Supervisor Hsieh - 1.

[Government Funding]

Ordinance appropriating \$325,000. Department of City Planning, for capital improvement project (Mission Bay Project), for the creation of two positions. (Controller)

File 101-89-115, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hsieh - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Department of City Planning, reflecting the addition of two positions (Classifications 5299 Planner IV-Environmental and 5277 Planner I): companion measure to File 101-89-115. (Civil Service Commission)

File 102-89-43, Ordinance No.

Passed for second reading by the following vote:

Monday, April 23, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hsieh - 1.

[Government Funding]

Ordinance appropriating \$241,333, Purchasing Department, for program project budget (operations improvement projects); rescinding \$268,133 from permanent salaries, related mandatory fringe benefit - retirement, equipment lease/purchase and stores purchase. (Controller)

File 101-89-116, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

[Government Funding]

Ordinance appropriating \$219,028, Sheriff, for permanent salaries and related mandatory fringe benefits, temporary salaries and overtime; placing on reserve \$56,760 for overtime. (Controller)

File 101-89-119, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hsieh - 1.

Adopted

[Annual Budget, Children's Services]

Resolution urging the Mayor's Office in its submission of the City's Annual Budget to include a comprehensive summary of all revenues and expenditures for children's services. (Supervisor Alioto)

File 100-90-3, Resolution No. 305-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Monday, April 23, 1990

Absent: Supervisor Hsieh - 1.

[Government Funding - Loan Agreement]

Resolution authorizing the Controller and Director of Public Health to enter into a loan agreement in an amount not to exceed the sum of \$87,494,000 with the California Health Facilities Financing Authority. (City Attorney)

File 172-90-6, Resolution No. 302-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

[Grant State Funds]

Resolution authorizing the Transportation Policy group to propose a program of projects for anticipated state funding using Flexible Congestion Relief and Urban Rail improvement capital resources. (Supervisor Britt)

File 196-90-3, Resolution No. 303-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Recommendations of Economic and Social Policy Committee

Rereferred to Committee

[Traffic Regulation]

Resolution enacting traffic regulations on Marina Boulevard, between Lyon and Webster Streets. (Economic and Social Policy Committee)

File 20-90-4, Resolution No.

(Bicycle Lanes - Establish

Marina Boulevard, between Lyon Street and Webster Street - both directions.

Tow-Away No Stopping Anytime - Establish

Marina Boulevard, north side, between Lyon and Webster Streets.)

Supervisor Ward, seconded by Supervisor Nelder, moved to rerefer to Committee.

Monday, April 23, 1990

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Adopted

[Accordions]

Resolution memorializing the Mayor to proclaim and name the piano accordion the official musical instrument for the City and County of San Francisco. (Supervisor Kennedy)

File 180-90-1. Resolution No. 319-90

Adopted by the following vote:

Ayes: Supervisors Gonzalez, Kennedy, Maher, Nelder, Walker, Ward - 6.

Noes: Supervisors Alioto, Britt, Hallinan, Hongisto - 4.

Absent: Supervisor Hsieh - 1.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of persons interested in or objecting to the report of the Director of Public Works for gas and electric services ordered to be rendered at 2981-26th Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-3

(Total cost \$582.25.)

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.

From the Department of Public Works

Adopted

Monday, April 23, 1990

[Assessment of Costs]

Resolution confirming report of assessment costs submitted by the Director of Public Works for gas and electric services ordered to be rendered at 2981-26th Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-3, Resolution No. 301-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

COMMITTEE REPORTS

Recommendations of City Services Committee

Adopted as Amended

[RU 486]

Resolution urging the California Governor and the State Legislature to authorize and ensure adequate funding for testing RU 486. (Supervisor Hallinan)

File 12-90-10, Resolution No. 296-90

Supervisor Alioto presented as recommendation of City Services Committee.

Supervisor Hallinan, seconded by Supervisor Alioto, moved to amend by deleting page two, Lines 10-11 as follows: "we agree with the French government that RU 486 is 'the moral property of women', and that".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

Monday, April 23, 1990

Consideration Continued

[Board and Care Facilities]

Resolution urging Mayor to urge the Health Department to increase funding for board and care facilities for the mentally ill, to develop longterm plan to address shortage of board and care facilities for the mentally ill. (Supervisors Maher, Alioto)

File 194-90-1. Resolution No.

Supervisor Alioto presented as recommendation of City Services Committee.

Supervisor Alioto, seconded by Supervisor Walker, moved to continue consideration to April 30, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hsieh - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Geraldine Johnson, Coalition of Black Trade Unionists.

IMMEDIATE ADOPTION CALENDAR

Severed from Immediate Adoption Calendar

Supervisor Nelder requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Tabled

[Street Closing]

Resolution authorizing temporary closing of portions of California and Kearny Streets, Saturday, April 28, 1990, to observe Workers' Memorial Day; encouraging the Bank of America to allow the use of its plaza at California and Kearny Streets as an appropriate area to observe Workers' Memorial Day; waiving requirement that sponsor provide insurance; waiving fees to reimburse the Municipal Railway for added expenses incurred by it during the hours of street closure; and rescinding resolution contained in File 42-90-12. (Supervisor Nelder)

File 42-90-12.1. Resolution No.

Monday, April 23, 1990

(California Street, between Grant Avenue and Montgomery Street; Kearny Street, between Pine and Sacramento Streets; from 9:30 a.m. to 12:00 noon.)

Supervisor Gonzalez, seconded by Supervisor Walker, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

The Board resumed its consideration of the following items on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-17, Resolution No. 291-90

(Willie B. Kennedy, member, Board of Supervisors, May 24 - 28; Rina Cutler, Director, Parking & Traffic Commission, April 6 - 10; Kenneth E. Dowlin, City Librarian, April 21 - 25; John Kriken, member, Arts Commission, April 2 - 7 and April 22 - May 1; Patrick A. Murphy, member, Airports Commission, April 7 - 16; Doug Norby, member, Film and Video Arts Commission, June 1 - 7; Connie O'Connor, President, Recreation & Park Commission, June 30 - July 8; Harry S. Parker, III, Director, Fine Arts Museums, April 20 - 22; Barbara Sklar, member, Arts Commission, April 4 - 20 and 22 - 26; Arthur V. Toupin, member Public Utilities Commission, April 29 - May 3; L.A. Turpen, Director of Airports, August 30 - September 9, 1990.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portion of Maiden Lane for the Annual Spring Arts and Crafts Fair and providing for insurance. (Supervisor Hsieh)

File 42-90-15, Resolution No. 295-90

(Maiden Lane, between Kearny and Stockton Streets, Thursday, Friday and Saturday, May 24, 25 and 26, 1990, from 9:00 a.m. to 5:00 p.m. daily.)

Monday, April 23, 1990

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

(The following items are being considered after the date of introduction and, if they do not receive a unanimous vote, require a motion adopted by eight votes to suspend the rule requiring committee referral.)

Adopted as Amended

[Piano Accordion]

Resolution urging the Mayor to place a plaque at ((122)) 1251 Grant Avenue (formally 1251 Dupont Street) in honor of Finau Piatanesi, father of the piano accordion in America. (Supervisor Kennedy)

File 4-90-15, Resolution No. 320-90

Supervisor Kennedy, seconded by Supervisor Ward, moved to amend by replacing "122 Grant Avenue" with "1251 Grant Avenue".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

Adopted

[Asian Perinatal Advocates]

Resolution urging his Honor, the Mayor, to take the necessary steps to ensure that officials at San Francisco General Hospital and the Department of Public Health include in their budgets for fiscal year 1990-1991, funding for the Asian Perinatal Advocates Program. (Supervisor Nelder)

Monday, April 23, 1990

File 30-90-6, Resolution No. 294-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Permit Processing - Asbestos Work Notification]
Ordinance amending Part II, Chapter 1 (Building Code) by amending Sections 302(a) and 402 thereof, pertaining to sign posting and affidavits for asbestos related work in apartments and residential hotels. (Supervisor Hsieh presented.) Referred to City Services Committee.

File 264-88-1

Adopted

[Resolution SJ 22]
Resolution urging the State Legislature to support California Joint Senate Resolution SJ22 directing the State Health and Welfare Agency to research the medical and social service components of Chronic Fatigue Immune Dysfunction Syndrome. (Supervisor Walker presented.) Adopted.

File 12-90-15, Resolution No. 293-90

Supervisor Walker presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Maher, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Monday, April 23, 1990

Absent: Supervisors Hongisto, Nelder - 2.

Referred to Committee

[Divestment]

Ordinance amending Administrative Code by Amending Chapter 10, Article XIX, the South Africa Divestment Ordinance, by amending Sections 10.210, 10.211, 10.212, 10.213, 10.214, 10.215, 10.216, 10.217, and 10.219 thereof, to prohibit leases, permits, licenses or other agreements for use of City property with persons, financial institutions or other businesses having specified relations with either the government of South Africa or certain private entities doing business with or in South Africa; clarifying prohibited relationships; exceptions, and adding Section 10.218 allowing an entity to submit a declaration pursuant to a withdrawal plan. (Supervisors Kennedy and Ward presented.) Referred to Economic and Social Policy Committee.

File 97-90-6

[Officers for Justice/Commander Isiah Nelson Memorial]

Ordinance amending Chapter 10 of the Administrative Code by amending Section 10.117-57 changing the name of the Officers for Justice Scholarship Fund to the Officers for Justice/ Commander Isiah Nelson Memorial Scholarship Fund. (Supervisors Kennedy, Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker, Ward presented.) Referred to Administration and Oversight Committee.

File 97-90-20

Referred to Board

[Recreation Center for the Handicapped]

Resolution urging His Honor, the Mayor, to urge the Social Services Commission to restore adequate supplemental funding for the Recreation Center for the Handicapped in the fiscal year 1990-1991 budget; urging his Honor, the Mayor, and the Chief Administrative Officer to urge the Clean Water Project to provide generous supplemental funding to the center and make it a high-priority goal during the upcoming budget process. (Supervisor Nelder presented.) Referred to Board April 30, 1990, Immediate Adoption Calendar.

File 100-90-4

Referred to Committee

[Sister City Program with Wellington, New Zealand]

Resolution urging the Mayor to create a Sister City Program with Wellington, New Zealand. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 214-90-1

Monday, April 23, 1990

[Recommendations of Environmental Summit]

Resolution adopting the recommendations of the International Local Governments Summit on the Environment with the San Francisco amendment. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 215-90-1

[Day Laborers Program]

Resolution urging the Mayor to authorize the establishment of a Day Laborer Pilot Program, and urging the Mayor to budget and recommend appropriation of funds for staff to implement the program, and requiring the program coordinator to appoint an advisory panel, and requiring the program coordinator to submit a report to the Mayor and the Board of Supervisors upon the conclusion of the program's pilot period for their review and determination as to whether to continue the program. (Supervisor Gonzalez presented.) Referred to Economic and Social Policy Committee.

File 216-90-1

Request for Hearings

File 7-90-5. By Supervisor Gonzalez: To consider reviewing Muni and Police Department response to citizen complaints regarding the illegal street corner sales of Muni bus transfers and fast passes, which has been estimated to cost the City taxpayers \$1 million per year in lost revenues. Referred to City Services Committee.

File 32-90-2. By Supervisor Gonzalez: To consider whether Viacom, the City's cable franchisee, will allow the transmission of Giants baseball games to be seen by San Franciscans who subscribe to this service. Referred to Economic and Social Policy Committee.

File 64-90-8. By Supervisor Gonzalez: To consider report from the Budget Analyst on City lease agreements. Referred to Finance Committee.

File 173-90-1. By Supervisor Gonzalez: To consider why the Port of San Francisco has not issued a Request For Proposal regarding the Scandinavian Center. Referred to City Services Committee.

File 217-90-1. By Supervisor Britt: To consider report of the Chief Administrative Officer's Buy Recycled Committee. Referred to Administration and Oversight Committee.

File 272-90-2. By Supervisor Walker: To consider the Department of Public Works Embarcadero Freeway Replacement Routing Plan. Referred to Economic & Social Policy Committee with request it be heard as soon as possible.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

Monday, April 23, 1990

By Supervisor Britt, that City Attorney prepare legislation regulating or prohibiting the use of yellow legal pads, the use of which does not fit into our recycling program.

By Supervisor Gonzalez, that letter be sent to the General Manager of the Municipal Railway inquiring whether repairs have been made to the rear doors of Muni buses that were cited by the California Highway Patrol in 1989-90 for safety deficiencies, and as urged by the Board in Resolution No. 398-89.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

William S. Ling (Supervisor Walker)
Arthur Lee Johnson (Supervisor Ward)
Donald C. Knutson (Supervisor Hongisto)
Arthur Tonge (Supervisor Hongisto)

File 2-90-17

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:38 p.m. adjourned.

John L. Taylor, Clerk

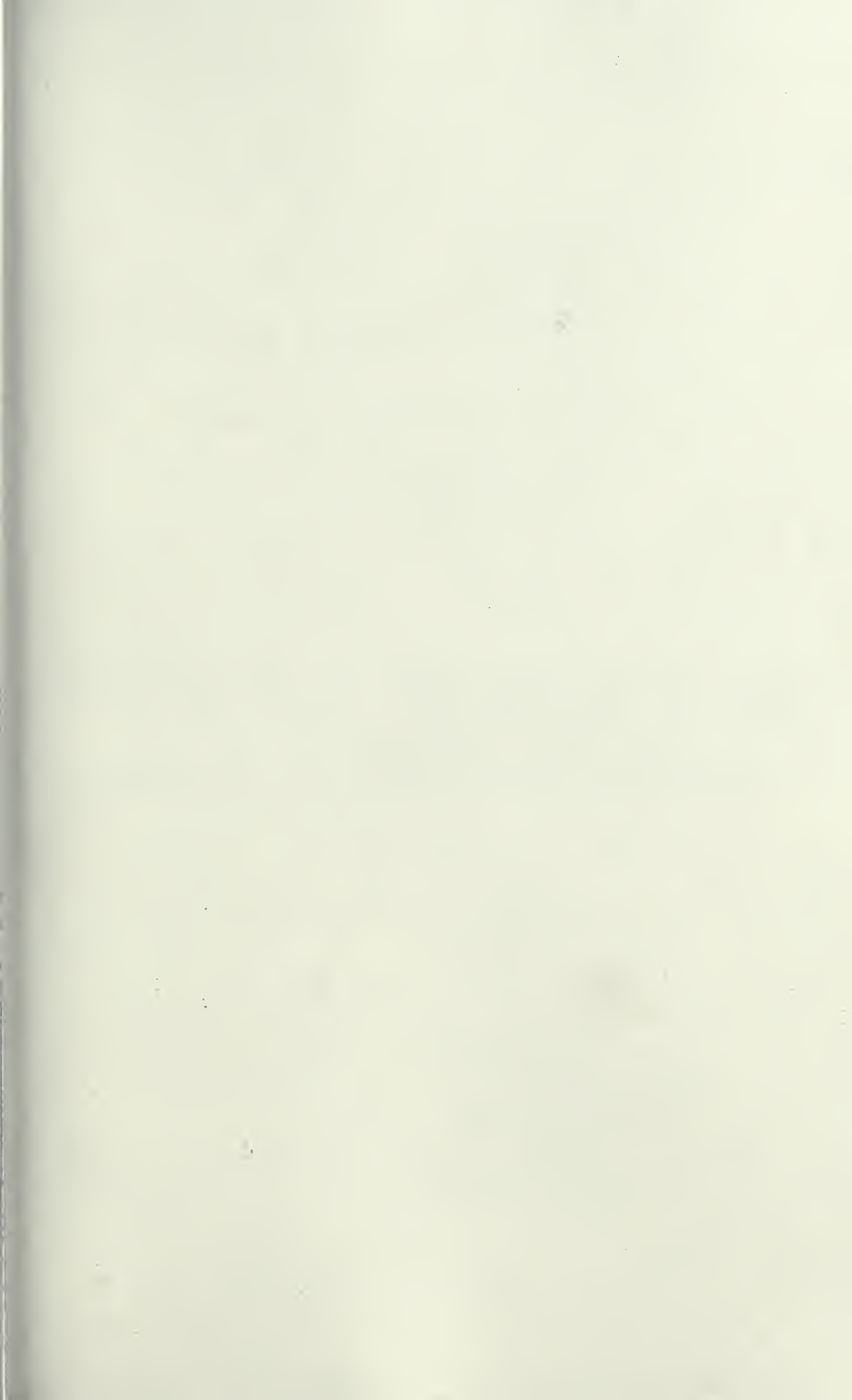
N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, April 23, 1990

Approved by the Board of Supervisors on October 1, 1990.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



5/2/90

Vol. 85

No. 18

Monday, April 30, 1990

Wednesday, May 2, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, April 30, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:13 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Kennedy, Walker, Ward - 6.

Noted absent at first roll call:

Supervisors Alioto, Hongisto, Hsieh, Maher, Nelder - 5.

Quorum present.

Supervisor Alioto was noted present at 2:18 p.m.

Supervisor Hongisto was noted present at 2:35 p.m.

Supervisor Hsieh was noted present at 2:15 p.m.

Supervisor Maher was noted present at 2:15 p.m.

Supervisor Nelder was noted present at 2:15 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Gonzalez, moved that the Journal of Proceedings for Monday, November 20, 1989, be approved.

Motion carried by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Alioto, Hongisto, Ward - 3.

Wednesday, May 2, 1990

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$102,000, Public Works, for capital improvement project (Candlestick Park Pedestrian Overpass); rescinding \$102,000 from capital improvement project (Candlestick Park Lane Control Signals). (Controller)

File 101-89-45, Ordinance No. 156-90

Finally passed.

[Government Funding]

Ordinance appropriating \$91,736,500, Airports Commission, for various capital improvement projects. (Controller)

File 101-89-114, Ordinance No. 154-90

Finally passed.

[Government Funding]

Ordinance appropriating \$241,333, Purchasing Department, for program project budget (operations improvement projects); rescinding \$268,133 from permanent salaries, related mandatory fringe benefit retirement, equipment lease/purchase and stores purchase. (Controller)

File 101-89-116, Ordinance No. 148-90

Finally passed.

[Parking Lease Amendment]

Ordinance approving and authorizing execution of sixth amendment of Golden Gateway Garage Lease. (Parking and Traffic Commission)

File 47-90-2, Ordinance No. 152-90

Finally passed.

Monday, April 30, 1990

[Grant of Easement]

Ordinance authorizing grant of 1,120 square foot easement to Pacific Gas and Electric Company for installation of an underground electric line crossing Hetch Hetchy Parcel No. 623 in Stanislaus County. (Real Estate Department)

File 82-90-4, Ordinance No. 158-90

Finally passed.

Adopted

[State Agreement]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services to enter into an agreement in the amount of \$44,235 with the State of California, Department of Alcohol and Drug Programs for the provision of vocational rehabilitation services to recovering alcoholics for the term July 1, 1989 through June 30, 1990, and authorizing and directing the President of the Board to sign and certify said agreement. (Department of Public Health)

File 30-90-4, Resolution No. 307-90

Adopted.

[Extension of Time to Award Contract]

Resolution extending time to award Department of Public Works contract for Job No. 4808AR, Legion of Honor, window replacement to April 30, 1990. (Department of Public Works)

File 61-90-1, Resolution No. 308-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Central Administration, to apply for, accept and expend a grant of \$31,701 from the State Department of Health for 314(d) Health Incentive Funds. (Mayor)

File 146-90-24, Resolution No. 316-90

Adopted.

[Service Contract]

Resolution authorizing the City and County of San Francisco to enter into an agreement with the County of Los Angeles for the transportation of prisoners. (Police Commission)

File 172-90-5, Resolution No. 317-90

Monday, April 30, 1990

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Arthur Gonzales Hopkins v. Ruth Stone, et al., upon receipt of the sum of \$22,000 and dismissal of complaint. (City Attorney)

File 46-90-4, Ordinance No.

(Superior Court No. 835 461.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of James P. Dunleavy v. Eugene Edmund Bossi, et al. upon receipt of the sum of \$7,500 and authorizing dismissal of complaint. (City Attorney)

File 46-90-5, Ordinance No.

(Superior Court No. 896 708.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of San Francisco v. Bang Chu, Douglas Shin, Chu Bang Chi et al., upon receipt of the sum of \$12,500 and dismissal of complaint. (City Attorney)

File 46-90-6, Ordinance No.

(Superior Court No. 907 442.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of City and County of San Francisco against Ilene Tanner by accepting consideration in the amount of \$111,000 and discharging Ilene Tanner from further liability. (City Attorney)

File 46-90-7, Ordinance No.

(Superior Court No. 910 687.)

Passed for second reading.

Monday, April 30, 1990

[Reward Authorization]

Ordinance authorizing payment of reward to various persons. (Police Department)

File 155-90-1, Ordinance No.

Passed for second reading.

Adopted

[State Disability Insurance]

Resolution authorizing enrollment of Classifications 1958 Supervising Purchaser and 0646 Assistant Director-Probate in the State Disability Insurance Program. (Employee Relations Division)

File 89-90-3, Resolution No. 309-90

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification 1336 Assistant to the General Manager, Public Service (Recreation and Park Department) in the State Disability Insurance Program. (Employee Relations Division)

File 89-90-4, Resolution No. 310-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Hongisto - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$153,400, Department of Public Works, for freight, copy machine, communications, furnishings/furniture, data processing, services of other departments - Real Estate and service of other departments - Building Maintenance. (Controller)

Monday, April 30, 1990

File 101-89-113. Ordinance No. 155-90

Finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 8.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Alioto, Hongisto - 2.

[Government Funding]

Ordinance appropriating \$325,000, Department of City Planning, for capital improvement project (Mission Bay Project), for the creation of two positions. (Controller)

File 101-89-115. Ordinance No. 149-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hongisto - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Department of City Planning, reflecting the addition of two positions (Classifications 5299 Planner IV-Environmental and 5277 Planner I); companion measure to File 101-89-115. (Civil Service Commission)

File 102-89-43. Ordinance No. 150-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hongisto - 1.

[Government Funding]

Ordinance appropriating \$219,028, Sheriff, for permanent salaries and related mandatory fringe benefits, temporary salaries and overtime; placing on reserve \$56,760 for overtime. (Controller)

File 101-89-119. Ordinance No. 153-90

Finally passed by the following vote:

Monday, April 30, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hongisto - 1.

[Health Service System]

Ordinance amending Administrative Code, approving Health Service System plans and rates of contribution, as adopted by the Health Service Board. (Health Service System)

File 97-90-11, Ordinance No. 157-90

(Amends Section 16.157.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Recommendation of Administration and Oversight Committee

Finally Passed

[Annual Salary Standardization Ordinance]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County, San Francisco Community College District and San Francisco Unified School District whose compensations are subject to provisions of Sections 8.400, 8.401 and 8.407 of the Charter and establishing working schedules and conditions of employment and methods of payment; effective July 1, 1990. (Supervisor Gonzalez)

File 106-90-1, Ordinance No. 159-90

(The Board by Motion File No. 106-90-2 extended the deadline for final passage of the Salary Standardization Ordinance to and including April 30, 1990.)

Supervisor Hallinan, seconded by Supervisor Walker, moved to consider Salary Standardization Ordinance as passed for second reading April 16, 1990, (instead of Salary Standardization Ordinance as passed for second reading April 23, 1990.)

Motion to consider Salary Standardization Ordinance as passed for second reading April 16, 1990.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Monday, April 30, 1990

Absent: Supervisors Hongisto, Ward - 2.

The roll was then called on the pending Salary Standardization Ordinance as passed for second reading April 16, 1990 and it was finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Recommendation of City Services Committee

Adopted

[Board and Care Facilities]

Resolution urging Mayor to urge the Health Department to increase funding for board and care facilities for the mentally ill, to develop long-term plan to address shortage of board and care facilities for the mentally ill. (Supervisors Maher and Alioto)

File 194-90-1, Resolution No. 318-90

Supervisor Hallinan, seconded by Supervisor Nelder, moved amendment to page two, lines 15 and 16, to delete "to bring the total to \$40 per client per day" so that a specific dollar amount would not be indicated.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Nelder, Walker - 4.

Noes: Supervisors Alioto, Britt, Hsieh, Kennedy, Maher, Ward - 6.

Absent: Supervisor Hongisto - 1.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Noes: Supervisor Walker - 1.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Monday, April 30, 1990

Ordinance appropriating \$137,994, District Attorney, for permanent salaries, temporary salaries and mandatory fringe benefits; placing \$33,361 in reserve. (Controller)

File 101-89-105.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Government Funding]

Ordinance appropriating \$12,924, Controller's Office, for permanent salaries and related mandatory fringe benefits; rescinding \$12,924 from services of other Departments - Controller, reducing \$11,313 from work order recovery; rescinding \$11,313, permanent salaries and related mandatory fringe benefits - Controller - Information Systems Division, for the creation of two positions and deletion of two positions. (Controller)

File 101-89-120, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Controller's Office, reflecting the substitution of two positions (Classifications 1655 Systems Accountant and 1657 Senior Systems Accountant); companion measure to File 101-89-120. (Civil Service Commission)

File 102-89-44, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Contracts to Recover City Funds]

Ordinance amending Administrative Code, authorizing the Director of the Bureau of Delinquent Revenue Collection to enter into contracts to recover funds to which the City is entitled. (Office of the Treasurer).

File 97-90-17, Ordinance No.

(Adds Section 10.39-1.1.)

Monday, April 30, 1990

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Adopted

[Contract]

Resolution concurring with the Controller's certification that computer specialist services for the communications system can be practically performed at the Fire Department by private contractor for lower cost than similar work performed by City and County employees. (Fire Department)

File 25-90-7, Resolution No. 306-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Grant - State Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$51,858,695 from 1990-91 State Transit Capital Improvement Funds and \$51,858,695 from local match funds such as State Transit Assistance Funds and/or Bridge Toll Net Revenues and/or Hetch Hetchy Revenues and/or Bay Area Rapid Transit District Funds and/or Transit Impact Development Fees and/or Transportation Sales Tax Revenues and/or San Francisco Municipal Railway Improvement Corporation Funds to provide financing for eleven Municipal Railway Guideway Projects; placing \$2,934,000 in reserve. (Public Utilities Commission)

File 94-90-7, Resolution No. 315-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Salaries and Wages]

Ordinance fixing and determining rates of compensation to be paid municipal officers and employees, whose offices and positions are allocated to classes specified herein and compensation for which are subject to the provisions of Section 8.405 of this Charter providing that said rates of compensation shall be effective beginning July 1, 1989; repealing Ordinance No. 299-89 (Police and Fire). (Civil Service Commission)

Monday, April 30, 1990

File 105-89-2. Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Adopted

[Membership]

Resolution approving amendment to the membership of the San Francisco Emergency Medical Care Committee by adding four new members, deleting one member and amending one membership.
(Department of Public Health)

File 92-89-15.1, Resolution No. 312-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[SFUSD] -- CAPDE Local Coordinating Committee]

Resolution approving the membership of the Local Coordinating Committee established by the County Superintendent of Schools to assist in developing and implementing a comprehensive alcohol and drug prevention education plan in San Francisco Public Schools.
(Supervisor Britt)

File 92-89-54, Resolution No. 313-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[SB 2100 -- Bridge Tolls]

Resolution supporting SB 2100 (Kopp), a measure authorizing the Metropolitan Transportation Commission to impose a toll surcharge for certain vehicles using the San Francisco-Bay Bridge, and urging the Mayor to urge the Legislature to pass SB 2100.
(Supervisor Britt)

File 12-90-12, Resolution No. 331-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisors Gonzalez, Nelder - 2.

Monday, April 30, 1990

[Appointment]

Resolution appointing members to the Animal Control and Welfare Commission. (Administration and Oversight Committee)

File 92-90-11. Resolution No. 311-90

(Ronald Lippert, vice himself, term expired for two-year term ending April 30, 1992;
Dolores Donovan, vice herself, term expired for two-year term ending April 30, 1992;
Ken Gorczyca, DVM, vice Raymond L. Dieter, term expired for two-year term ending April 30, 1992.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Automotive Machinists Union, Local 1305 Machinists Automotive Trades District No. 190 International Association of Machinist and Aerospace Workers. (Employee Relations Division)

File 93-90-8. Resolution No. 314-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

COMMITTEE REPORTS

From Economic and Social Policy Committee Without Recommendation

Passed for Second Reading

[Landmarks]

Ordinance designating the Spreckels Mansion at 2080 Washington Street as a landmark pursuant to Article 10 of the City Planning Code. (Department of City Planning)

File 90-89-7. Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Monday, April 30, 1990

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John O'Brien
Ace Washington

IMMEDIATE ADOPTION CALENDAR

Severed from Immediate Adoption Calendar

Supervisor Nelder requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

For Adoption Without Committee Reference

(The following item is being considered after the date of introduction and, if it does not receive a unanimous vote, requires a motion adopted by eight votes to suspend the rule requiring committee referral.)

Referred to Committee

[Recreation Center for the Handicapped]
Resolution urging His Honor, the Mayor, to urge the Department of Social Services Commission to restore adequate supplemental funding for the Recreation Center for the Handicapped in the fiscal year 1990-1991 budget; urging his Honor, the Mayor, and the Chief Administrative Officer to urge the Clean Water Project to provide generous supplemental funding to the center and make it a high-priority goal during the upcoming budget process.
(Supervisor Nelder)

File 100-90-4, Resolution No.

Supervisor Walker, seconded by Supervisor Ward, moved to refer to Economic and Social Policy Committee.

Motion to refer to committee adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

The Board resumed its consideration of the following item on the Immediate Adoption Calendar.

Monday, April 30, 1990

Immediate Adoption Calendar

(The following item is being considered on the date of introduction and thus requires a unanimous vote for adoption.)

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-18, Resolution No. 321-90

(Angela Alioto, member, Board of Supervisors, April 25 - 29; Anne Halsted, member, Port Commission, April 25 - May 5; Michael P. Huerta, Executive Director, Port Commission, April 26 - May 1; Frank M. Jordan, Chief of Police, May 29 - June 4; Louise H. Renne, City Attorney, April 30 - May 5; Donald R. Stephens, member, Airports Commission, April 30 - May 2, 1990.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Tobacco Tax Funds]

Ordinance amending Article 10 of the San Francisco Administrative Code by adding Section 10.117-98 governing the payment of claims from physicians and hospitals for certain medical services provided to patients from funds obtained through the cigarette and tobacco surtax initiative and designating the Department of Public Health the administering agency under State law implementing the initiative. (Supervisor Walker presented.) Companion measures to files 101-89-129, 30-90-8 and 146-90-27. Referred to Finance Committee with request it be considered at the May 9, 1990, meeting.

File 97-90-21

Monday, April 30, 1990

[Government Funding]

Ordinance appropriating \$19,228,902 of State subvention from Proposition 99 Tobacco Tax for medical service contract, professional services and revenue transfer to San Francisco General Hospital and Public Health Central Office, Public Health for fiscal year 1989-90. (Supervisor Walker presented.) Companion measures to files 30-90-8, 97-90-21 and 146-90-27. Referred to Finance Committee with request it be considered at the May 9, 1990, meeting.

File 101-89-129

[Service Stations]

Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (Planning Code) by adding Section 187-1 thereto, to provide that certain service stations in residential districts may continue as legal nonconforming uses and providing for the issuance of conditional use permits for expansion or intensification of service station operations. (Supervisor Hallinan presented.) Referred to Economic and Social Policy Committee.

File 115-90-5

Adopted

[Father John Lo Schiavo]

Resolution commending Father John Lo Schiavo for his contributions to the University of San Francisco and the City of San Francisco as a whole, on the occasion of his retirement.

File 4-90-16, Resolution No. 322-90

Supervisors Hsieh, Gonzalez, Hallinan, Nelder and Walker presented for immediate adoption.

Supervisor Hsieh, seconded by Supervisor Kennedy, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

[Comprehensive Aids Relief Expansion (CARE) Act of 1990]
Resolution urging the U.S. Senate to pass Senator Kennedy's Comprehensive Aids Relief Expansion (CARE) Act of 1990 and the U.S.

Monday, April 30, 1990

Congress to pass Congressman Waxman's bill to provide emergency assistance to cities hardest hit by the AIDS epidemic, and urging the Appropriations Committees of the House and the Senate to provide the necessary funds for both bills.

File 13-90-9, Resolution No. 323-90

Supervisor Alioto presented for immediate adoption.

Supervisor Alioto, seconded by Supervisor Hallinan, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

Referred to Committee

[Plan Update and Budget Supplement]

Resolution authorizing adoption of the County Health Services Plan update and budget supplement for the 1989-90 Fiscal Year. (Supervisor Walker presented.) Companion measures to files 101-89-129, 146-90-27 and 97-90-21. Referred to Finance Committee with request it be considered at the May 9, 1990, meeting.

File 30-90-8

Adopted

[Street Closing]

Resolution authorizing temporary closing of Giants Drive west of Gilman and the taxi ramp off of Jamestown Avenue; and providing for insurance.

File 42-90-16, Resolution No. 324-90

Supervisor Gonzalez presented for immediate adoption.

Supervisor Gonzalez, seconded by Supervisor Hongisto, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Monday, April 30, 1990

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

[Sexually Transmitted Disease Control]

Resolution rescinding Resolution No. 34-90, authorizing the Department of Public Health, Community Public Health Services, Sexually Transmitted Disease Control Program, to accept and expend a grant in the amount of \$1,442,930, from the Centers for Disease Control for sexually transmitted disease control services, and authorizing the Department of Public Health, instead, to accept and expend a grant in the amount of \$1,172,300 from the Centers for Disease Control for sexually transmitted disease control services.

File 146-90-16, Resolution No. 325-90

Supervisor Walker presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Gonzalez, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Absent: Supervisor Nelder - 1.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

Referred to Committee

[Subvention-State]

Resolution authorizing the Department of Public Health, Central Office Administration, to expend a subvention from the State of California for fiscal year 1989-90 California Healthcare for Indigent Program (CHIP). (Supervisor Walker presented.) Companion

Monday, April 30, 1990

measures to files 101-89-129, 30-90-8 and 97-90-21. Referred to Finance Committee with request it be considered at the May 9, 1990, meeting.

File 146-90-27

Adopted

[Koret of California - Employee Economic Assistance]
Resolution supporting his Honor, the Mayor, in his efforts to urge Koret of California to maintain its operation in San Francisco; failing that, to memorialize Koret of California to establish an equitable relief program for its displaced workers that includes job retraining, job search assistance, a fund to spur employee-owned enterprises, and which provides workers with a just severance payment plan; and to memorialize the Koret Foundation to consider offering additional economic assistance and relief to the displaced employees of Koret of California.

File 176-90-4, Resolution No. 326-90

Supervisor Hongisto presented for immediate adoption.

Supervisor Hongisto, seconded by Supervisor Ward, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

[Labor Issue]
Resolution requesting the District Attorney to investigate the incident involving the injury of a greyhound picket by a bus on Saturday, April 28, 1990.

File 176-90-5, Resolution 327-90

Supervisors Hallinan and Hongisto presented for immediate adoption.

Supervisor Hallinan, seconded by Supervisor Hongisto, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Monday, April 30, 1990

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder Walker - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Labor Issue]

Resolution memorializing Bay Area hospitals and the Health Care Workers Union, Local 250, to earnestly negotiate a contract that is equitable to all parties, that will lead to mutual respect in the workplace, and that establishes a uniform wage and benefit structure compatible with prevailing wages and benefits at most Bay Area hospitals.

File 176-90-6. Resolution No. 328-90

Supervisors Hongisto, Alioto, Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker, Ward presented for immediate adoption.

Supervisor Hsieh Excused from Voting

Supervisor Hsieh requested to be excused from voting on subject resolution on advice of Clerk of the Board as he is on Board of Directors of a hospital currently in negotiations with the Health Care Workers Union, Local 250.

Supervisor Nelder, seconded by Supervisor Gonzalez, moved to excuse Supervisor Hsieh from voting.

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Supervisor Hongisto, seconded by Supervisor Ward, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Kennedy, Maher, Ward - 8.

Excused: Supervisor Hsieh - 1.

Monday, April 30, 1990

Absent: Supervisors Nelder, Walker - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hongisto, Kennedy, Maher, Ward - 8.

Excused: Supervisor Hsieh - 1.

Absent: Supervisors Nelder, Walker - 2.

Referred to Committee

[Mayor's Earthquake Emergency Relief Fund Expenditure]
Resolution approving expenditure of \$32,000. for payment to San Francisco Alive for providing services related to obtaining disaster relief assistance for San Francisco residents. (Supervisor Alioto presented.) Referred to Finance Committee.

File 270-90-9

Requests for Hearings

File 7-90-6. By Supervisor Alioto: To consider policy changes regarding continued paratransit services to transit dependent persons utilizing three-wheeled wheelchairs. Referred to Economic and Social Policy Committee.

File 165-90-1. By Supervisor Hsieh: To consider the April 1990 Budget Analyst report entitled "Review and Analysis of the Deputy Mayor Function in the Office of the Mayor". Referred to Administration and Oversight Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hsieh, that City Attorney draft legislation urging the Mayor to reduce the number of staff and the budget for the Mayor's Office as part of his 1990-91 budget.

By Supervisor Kennedy, that City Attorney draft legislation urging the Mayor to urge the Police Commission to allocate a portion of drug confiscated money to the Mental Health Fund to increase the dollars per person spent in board and care facilities that provide care for the mentally ill.

By Supervisor Kennedy, that City Attorney draft legislation urging the Mayor to urge the Golden Gate National Recreation Area not to eliminate the lifeguard services at China Beach and Aquatic Park.

Monday, April 30, 1990

By Supervisor Nelder, that City Attorney draft proposed charter amendment providing for future health service premium increases for City employees to be limited annually to the latest cost of living index for the San Francisco area or that portion of the cost of living index actually granted as an average employee salary increases, whichever is lower.

By Supervisor Walker, that City Attorney draft proposed charter amendment to create a Transportation Commission to be appointed by the Mayor.

By Supervisor Walker, that City Attorney draft proposed charter amendment to create a Public Works Commission to be appointed by the Mayor.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Janet Clark (Supervisor Alioto)
Anna Thompson (Supervisor Hongisto)
Lydia Feliciano (Supervisor Ward)
James White (Supervisor Ward)

File 2-90-18

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:23 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Wednesday, May 2, 1990 - 1:30 p.m.

The Board of Supervisors of the City and County of San Francisco met in special session on the above date.

CALLING THE ROLL

In the absence of President Britt, the meeting was called to order at 1:55 p.m. by the Clerk. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Noted absent at first roll call:

Supervisors Britt, Gonzalez, Hongisto, Maher, Ward - 5.

Quorum present.

Election of President Pro Tempore

Following roll call of attendance by the Clerk, Supervisor Walker, seconded by Supervisor Hsieh, moved that Supervisor Alioto be appointed President Pro Tempore.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Britt, Gonzalez, Hongisto, Maher, Ward - 5.

Supervisor Alioto thereupon assumed the Chair.

Wednesday, May 2, 1990

COMMUNICATION

The Clerk announced that at 10:00 a.m. today, he opened several bids for subject bonds and referred the matter to the Controller who has submitted the following communication:

"May 2, 1990

Honorable Art Agnos, Mayor
City and County of San Francisco
Room 200, City Hall
San Francisco, California 94102

Honorable Board of Supervisors
City and County of San Francisco
Room 235, City Hall
San Francisco, California 94102

Ladies and Gentlemen:

At 10:00 A.M. today a total of seven (7) bids were received related to the sale of the Multi Purpose General Obligation Bonds which included, Series 1990A (Libraries facilities project) of \$7,000,000 and Series 1990B (Public Safety Improvement Project) of \$20,500,000 totalling \$27,500,000. The bids received in rank order based on the calculation True Interest Cost (TIC) percentage follow:

TIC Percentage Rate Total Net Interest Cost

1. Merrill Lynch	7.2165	\$25,240,762
2. Paine Webber	7.2517	25,337,025
3. Bank of America	7.2634	25,439,474
4. First Boston	7.2749	25,449,019
5. J.P. Morgan	7.2972	25,474,924
6. First Chicago	7.2972	25,589,010
7. Morgan Stanley	7.3568	25,653,861

It is recommended that the bid award be given to Merrill Lynch Capitol Markets and Associates.

Very truly yours,
/s/ Samuel D. Yockey
Samuel D. Yockey
Controller"

From the Clerk

Adopted as Amended

[Award Bonds]

Resolution awarding bonds and fixing definitive interest rates for \$7,000,000 aggregate principal amount of general obligation bonds of the City and County of San Francisco (Series 1990A) (library facilities project) and for \$20,500,000 aggregate principal amount

Wednesday, May 2, 1990

of general obligation bonds of the City and County of San Francisco (Series 1990B) (public safety improvement project).

File 170-90-5, Resolution No. 304-90

Supervisor Walker, seconded by Supervisor Nelder, moved to amend the legislation to insert the appropriate information awarding the bid to Merrill Lynch Capitol Markets and Associates.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Britt, Gonzalez, Hongisto, Maher, Ward - 5.

The roll was called on the pending legislation and it was adopted as amended by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Britt, Gonzalez, Hongisto, Maher, Ward - 5.

ADJOURNMENT

There being no further business, the Board at the hour of 2:03 p.m. adjourned.

John L. Taylor, Clerk

Wednesday, May 2, 1990

Approved by the Board of Supervisors on October 9, 1990.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

5/7/90
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No. 19

Monday, May 7, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, May 7, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:11 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker - 7.

Noted absent at first roll call:

Supervisors Hongisto, Maher, Nelder, Ward - 4.

Quorum present.

Supervisor Hongisto was noted present at 2:26 p.m.

Supervisor Maher was noted present at 2:15 p.m.

Supervisor Nelder was noted present at 2:18 p.m.

Supervisor Ward was noted present at 2:13 p.m.

Introduction of Guest

Supervisor Walker introduced and welcomed the Deputy Minister of Malaysia, Farid Ariffin, and the Malaysian Parliamentary Delegation.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Hsieh, moved that the Journal of Proceedings for Monday, December 4, 1989, be approved.

Motion carried by the following vote:

Monday, May 7, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Walker, Ward - 8.

Absent: Supervisors Hongisto, Maher, Nelder - 3.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$137,994, District Attorney, for permanent salaries, temporary salaries and mandatory fringe benefits; placing \$33,361 in reserve. (Controller)

File 101-89-105.1, Ordinance No. 166-90

Finally passed.

[Government Funding]

Ordinance appropriating \$12,924, Controller's Office, for permanent salaries and related mandatory fringe benefits; rescinding \$12,924 from services of other departments - Controller, reducing \$11,313 from work order recovery; rescinding \$11,313, permanent salaries and related mandatory fringe benefits - Controller - Information Systems Division, for the creation of two positions and deletion of two positions. (Controller)

File 101-89-120, Ordinance No. 167-90

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Controller's Office, reflecting the substitution of two positions (Classifications 1655 Systems Accountant and 1657 Senior Systems Accountant); companion measure to File 101-89-120. (Civil Service Commission)

File 102-89-44, Ordinance No. 168-90

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$392,163, Juvenile Court, for various facilities maintenance projects and professional services. (Controller)

Monday, May 7, 1990

File 101-89-125, Ordinance No.

Passed for second reading.

Adopted

[Contract]

Resolution concurring with the Controller's certification that security services can be practically performed at the Department of Social Services by private contractor for lower cost than similar work services performed by City and County employees. (Department of Social Services)

File 25-90-8, Resolution No. 337-90

Adopted.

[Employee Replacement]

Resolution approving immediate filling of vacated position of 1926 Materials and Supplies Supervisor, Port of San Francisco. (Port Commission)

File 31-90-3, Resolution No. 338-90

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classifications 1950 Assistant Purchaser, 1952 Purchaser and 1956 Senior Purchaser in the State Disability Insurance Program. (Employee Relations Division)

File 89-90-6, Resolution No. 339-90

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Arthur Gonzales Hopkins v. Ruth Stone, et al., upon receipt of the sum of \$22,000 and dismissal of complaint. (City Attorney)

File 46-90-4, Ordinance No. 160-90

(Superior Court No. 835 461.)

Finally passed.

Monday, May 7, 1990

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of James P. Dunleavy v. Eugene Edmund Bossi, et al, upon receipt of the sum of \$7,500 and authorizing dismissal of complaint. (City Attorney)

File 46-90-5, Ordinance No. 161-90

(Superior Court No. 896 708.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of San Francisco v. Bang Chu, Douglas Shin, Chu Bang Chi, et al., upon receipt of the sum of \$12,500 and dismissal of complaint. (City Attorney)

File 46-90-6, Ordinance No. 162-90

(Superior Court No. 907 442.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of City and County of San Francisco against Ilene Tanner by accepting consideration in the amount of \$111,000 and discharging Ilene Tanner from further liability. (City Attorney)

File 46-90-7, Ordinance No. 163-90

(Superior Court No. 910 687.)

Finally passed.

[Reward Authorization]

Ordinance authorizing payment of reward to various persons. (Police Department)

File 155-90-1, Ordinance No. 170-90

Finally passed.

Recommendations of Economic and Social Policy Committee

Adopted

[Taxi Stand]

Resolution rescinding location of taxicab stand on Larkin Street, west side, from 12 feet to 34 feet north of North Point Street (22-foot zone). (Economic and Social Policy Committee.)

Monday, May 7, 1990

File 15-90-2, Resolution No. 333-90

Adopted.

[Stop Intersections]

Resolution designating certain intersections as Stop intersections.
(Economic and Social Policy Committee.)

File 18-90-8, Resolution No. 334-90

(Stop signs - Establish

Springfield Drive and Ocean Avenue, northwest and southeast corners, stopping Springfield Drive traffic;
Ecker and Jessie Streets, northwest and southeast corners, stopping Ecker Street traffic;
Natoma and Second Streets, southwest corner, stopping eastbound one-way Natoma Street traffic;
Moultrie Street and Ogden Avenue, northwest and southeast corners, stopping Moultrie Street traffic;
Florida and Mariposa Streets, northwest and southeast corners, stopping Florida Street traffic;
Woolsey Street and San Bruno Avenue, northeast and southwest corners, stopping Woolsey Street traffic;
Rickard Street and San Bruno Avenue, southwest corner, stopping Rickard Street traffic;
Italy Avenue and Lisbon Street, northeast and southwest corners, stopping Italy Avenue traffic;
Kirkwood Avenue and Newhall Street, all corners, making this an all-way Stop;
Lagunitas Drive and Ocean Avenue, northwest corner, stopping Lagunitas Drive traffic;
Niagara Avenue and Tara Street, northwest and southeast corners, stopping Niagara Avenue traffic; and
Larkin Street and Green Street, northwest and southeast corners, stopping Larkin Street traffic (makes this an all-way Stop.)

Adopted.

[Parking Regulations]

Resolution enacting parking regulation on Fifteenth Street.
(Economic and Social Policy Committee)

File 19-90-3, Resolution No. 335-90

(Tow-Away, No Parking, Wednesday, 6:00 a.m. to 12:00 noon - establish

Fifteenth Street, south side, from Folsom Street to 108 feet east (108-foot zone).)

Adopted.

Monday, May 7, 1990

[Traffic Regulations]

Resolution enacting and rescinding traffic regulations, various streets. (Economic and Social Policy Committee)

File 20-90-5, Resolution No. 336-90

(No U Turn - Establish

Brotherhood Way, eastbound, at median opening approximately 860 feet west of Thomas More Way.

Tow-Away, No Stopping Anytime - Establish

Nineteenth Avenue, west side, from Junipero Serra Boulevard to approximately 600 feet north (600-foot zone):

Junipero Serra Boulevard, west side, from Nineteenth Avenue to Brotherhood Way.

Tow-Away, No Stopping 7:00 a.m. to 6:00 p.m. - Rescind

California Street, south side, from Grant Avenue to Kearny Street.)

Adopted.

Recommendations of City Services Committee

Passed for Second Reading

[Street Acceptance]

Ordinance accepting roadways, including curbs, of portion of Fulton Street from Stanyan Street to Ninth Avenue, inclusive. (Department of Public Works)

File 9-90-1, Ordinance No.

Passed for second reading.

[Width of Sidewalk]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by changing the official width of sidewalk on the east side of Portola Drive between Teresita and O'Shaughnessy Boulevards, and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-90-1, Ordinance No.

(Adding Section 1500.)

Passed for second reading.

Monday, May 7, 1990

Adopted

[Permit]

Resolution granting revocable permission to Swinerton and Walberg, Builders, to temporarily close and occupy the sidewalk and occupy a portion of Kearny Street during construction operations at 600 California Street (Block 241, Lot 3). (Department of Public Works)

File 10-90-1. Resolution No. 330-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker - 8.

Absent: Supervisors Hongisto, Nelder, Ward - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Finance Committee

Finally Passed

[Contracts to Recover City Funds]

Ordinance amending Administrative Code, authorizing the Director of the Bureau of Delinquent Revenue Collection to enter into contracts to recover funds to which the City is entitled. (Office of the Treasurer).

File 97-90-17, Ordinance No. 165-90

(Adds Section 10.39-1.1.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

Recommendation of Administration and Oversight Committee

Finally Passed

Monday, May 7, 1990

[Salaries and Wages]

Ordinance fixing and determining rates of compensation to be paid municipal officers and employees, whose offices and positions are allocated to classes specified herein and compensation for which are subject to the provisions of Section 8.405 of this Charter providing that said rates of compensation shall be effective beginning July 1, 1989; repealing Ordinance No. 299-89 (Police and Fire). (Civil Service Commission)

File 105-89-2, Ordinance No. 169-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

From Economic and Social Policy Committee
Without Recommendation

Finally Passed

[Landmarks]

Ordinance designating the Spreckels Mansion at 2080 Washington Street as a landmark pursuant to Article 10 of the City Planning Code. (Department of City Planning)

File 90-89-7, Ordinance No. 164-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating and rescinding \$30,800, Municipal Court, for permanent salaries and retirement allowance for salary range adjustments of twenty Court Reporters; providing for ratification of action previously taken. (Controller)

File 101-89-117, Ordinance No.

Passed for second reading by the following vote:

Monday, May 7, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

[Government Funding]

Ordinance appropriating \$562,704, Superior Court, for permanent salaries and retirement allowance, other personal services - transcripts and fees and other compensation; rescinding \$41,890 from permanent salaries and retirement allowance, for salary range adjustments of twenty nine Phonographic Reporters; providing for ratification of action previously taken. (Controller)

File 101-89-118, Ordinance No.

(This item is the subject of previous budgetary denial; requires 8 votes for passage, pursuant to Charter Section 6.306.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Municipal and Superior Courts, to provide a salary increase for Court Reporters, effective November 1, 1989; companion measures to Files 101-89-117 and 101-89-118. (Civil Service Commission)

File 102-89-45, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

[Government Funding]

Ordinance appropriating \$3,000, Recreation and Park Department, for materials and supplies. (Controller)

File 101-89-121, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Monday, May 7, 1990

Absent: Supervisors Hongisto, Nelder - 2.

[Government Funding]

Ordinance appropriating \$7,921, Juvenile Court, for permanent salaries and related mandatory fringe benefits, fees and other compensation, other current expenses and materials and supplies; rescinding \$7,921 from permanent salaries; for the creation of eight positions; providing for ratification of action previously taken. (Controller)

File 101-89-124, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Juvenile Court, reflecting the establishment of one new position, Classification A108 Secretary, Juvenile Probation Commission and the addition of seven commissioner positions Classification A091 Juvenile Probation Commissioner; companion measure to File 101-89-124. (Civil Service Commission)

File 102-89-46, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

Adopted

[Reimbursement to Employees]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged and/or stolen in the line of duty. (Finance Committee)

File 51-90-1, Resolution No. 329-90

<u>(Department)</u>	<u>Item</u>	<u>Amount</u> <u>Claimed</u>	<u>Amount</u> <u>Recommended</u>
<u>Department of Public Health</u>			
Fred Cosentino	Broken eyeglasses and coffee cup	\$ 28.95	\$ 28.95

Monday, May 7, 1990

Suzanne Thornley	Damaged automobile	486.89	486.89
Penelope Tishma	Damaged automobile	165.00	165.00
Miranda Loo	Damaged automobile	69.34	69.34
Suzanne Thornley	Damaged automobile	640.35	500.00
Michael Field	Broken watch	50.00	25.00
Luisito Baybayan	Broken watch	60.00	60.00
Roberta Cunningham	Stolen medical kit	383.00	163.00
Thomas Reichert	Broken watchband	65.00	65.00
Dawn McGuire	Ophthalmoscope	162.80	140.00

War Memorial

James R. Wollen	Broken camera	746.18	746.18
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Juvenile Court

Jacob Davis	Damaged pants	60.00	60.00
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Recreation and Park Department

Ka Chi Wong	Broken automobile window, stolen stereo system	1,027.00	-0-
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Department of Social Services

Bill Bettencourt	Broken automobile window	100.00	100.00
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Department of Public Works

Grady Lewis	Damaged pants	58.72	58.72
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Total		\$4,183.23	\$2,635.58)
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Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

Recommendations of Economic and Social Policy Committee

Adopted

[Immigration Reform and Control Act of 1986]
Resolution urging the United States Congress to repeal the employer sanctions provisions of the Immigration Reform and Control Act of 1986 (IRCA). (Supervisors Britt, Gonzalez, Walker)

File 13-90-8, Resolution No. 332-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Absent: Supervisors Hongisto, Nelder - 2.

Monday, May 7, 1990

[GAIN Program]

Resolution approving and authorizing submission of the 1990-91 Annual Update of the San Francisco Plan for Greater Avenues for Independence (GAIN) Program to the State Department of Social Services.
(Supervisor Kennedy)

File 107-90-1, Resolution No. 340-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1

PUBLIC COMMENT

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the Public Comment portion of the meeting closed.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-19, Resolution No. 341-90

(Thomas J. Elzey, General Manager, Public Utilities Commission, April 24 - May 1; E. E. Gregg Snazelle, member, Film and Video Arts Commission, May 1 - 2; Allen C. Haile, member, Social Services Commission, May 1 - 8 and May 18 - 21; Michael P. Huerta, Executive Director, Port Commission, May 12 - 25; Mrs. Charlotte Mailliard Swig, May 27 - June 4 and June 7 - 25; Sonia Melara, member, Parking and Traffic Commission, May 7 - 8; Harry S. Parker III, Director, Fine Arts Museums, April 20 - 23 and May 4 - 9, 1990.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Monday, May 7, 1990

Emergency Calendar

Finally Passed

[Government Funding]

Ordinance appropriating \$5,000,000, Public Health, Central Office, for contribution to Agency Fund (California Medical Assistance Commission); an emergency measure. (Supervisor Walker)

File 101-89-133, Ordinance No. 151-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Bernal Heights SUD Map Change]

Ordinance amending the San Francisco zoning map to establish the boundaries for the Bernal Heights Special Use District. (Supervisors Walker and Maher presented.) Referred to Economic and Social Policy Committee.

File 36-90-3

Referred to Committee

[Government Funding]

Ordinance appropriating \$40,000, Public Health, for medical service contract (Wellness Program) for fiscal year 1989-90. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the May 16, 1990 meeting.

File 101-89-134

Referred to Board

[Government Funding]

Ordinance appropriating \$10,100,000 Social Services, for adoption aid, foster care, AFDC and general assistance, for fiscal year 1989-90; providing for ratification of action previously taken; an emergency measure. (Supervisor Walker presented.) Referred to Board May 14, 1990 Immediate Adoption Calendar.

File 101-89-135

Monday, May 7, 1990

Referred to Committee

[Utility Shutoff]

Ordinance amending Part II, Chapter XII of the Housing Code relating to earthquake emergency guidelines by adding Section 712 providing for the identification of utility shutoff devices, and by amending Section 206 relating to retroactivity. (Supervisor Gonzalez presented.) Referred to Economic and Social Policy Committee.

File 125-90-1

[Real Property Transfer Tax Increase]

Ordinance amending Article 12C of Part III, San Francisco Municipal Code, imposing a real property transfer tax, by amending Section 1102 thereof to increase the real property transfer tax rate from \$2.50 to \$5.50 for each \$500 of consideration or value, and by deleting the exemption from the tax for assumed indebtedness. (Supervisor Walker presented.) Referred to Finance Committee.

File 127-90-4

[Quitclaim Deed]

Ordinance authorizing and directing execution of quitclaim deed by City and County of San Francisco to San Francisco Unified School District, a political subdivision of the State of California, for the Galileo High School site; and adopting findings pursuant to Planning Code Section 101.1. (Supervisor Maher presented.) Referred to Finance Committee.

File 203-90-1

Adopted

[Commemorating Dr. Frederick G. Sampson]

Resolution commemorating and thanking Dr. Frederick G. Sampson, Evangelist for the San Francisco Citywide Revival, for his loving contribution to the spiritual life of the residents of the City and County of San Francisco.

File 4-90-17, Resolution No. 342-90

Supervisor Nelder presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Hsieh, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

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Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Referred to Board

[Proposition 107 - Housing and Homeless Bond Act]
Resolution supporting the passage of Proposition 107, the Housing and Homeless Bond Act on the June 1990 California Ballot. (Supervisors Walker, Ward, Britt, Hallinan, Hongisto presented.) Referred to Board May 14, 1990 Immediate Adoption Calendar.

File 12-90-16

[Statement of Condemnation]

Resolution condemning the statements made by Federal Drug Czar William Bennett on April 27, 1990 regarding the separation of children from their families and placement in orphanages, and urging Mr. Bennett to retract his statements of April 27, 1990 and to explore programs of drug treatment that involve the family as a whole, rather than policies which encourage separation. (Supervisors Walker and Kennedy presented.) Referred to Board May 14, 1990 Immediate Adoption Calendar.

File 13-90-10

Adopted

[Bernal Heights Zoning Controls]

Resolution extending to August 8, 1990, the deadline for the City Planning Commission to render its decision on a rezoning proposal for a portion of Bernal Heights from RH-2 to RH-1.

File 36-89-5.2, Resolution No. 343-90

Supervisors Maher and Walker presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Hsieh, moved that the Board find the need to take action arose subsequent to publication of the Calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

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[Project STAR - Gift Acceptance]

Resolution authorizing the Mayor's Office to accept and administer \$18,000 in donations from corporations in support of Project STAR.

File 38-90-6, Resolution No. 344-90

Supervisor Alioto presented for immediate adoption.

Supervisor Alioto, seconded by Supervisor Hsieh, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Bernal Heights Zoning Controls]

Resolution extending to August 8, 1990, the deadline for the City Planning Commission to render its decision establishing a Bernal Heights Special Use District initiated by the Board of Supervisors.

File 81-90-1.1, Resolution No. 345-90

Supervisors Maher and Walker presented for immediate adoption.

Supervisor Walker, seconded by Supervisor Hsieh, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Task Force on Service Station Conversions]

Resolution amending Resolution No. 759-89 regarding the establishment of a Task Force on Service Station Conversions, to add to the membership of the Task Force a service station dealer.

File 174-90-3, Resolution No. 346-90

Monday, May 7, 1990

Supervisors Hallinan and Walker presented for immediate adoption.

Supervisor Hallinan, seconded by Supervisor Nelder, moved that the Board find the need to take action arose subsequent to publication of the Calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Referred to Committee

[Ground Water Utilization]

Resolution urging the Mayor to urge the Public Utilities Commission to direct the Water Department to actively pursue a program of testing and utilization of the local groundwater supply. (Supervisors Hsieh, Kennedy, Nelder, Alioto, Maher, Gonzalez, Ward presented.) Referred to City Services Committee.

File 188-90-4

[Zoo Admission Fees]

Resolution urging the San Francisco Zoo Commission to reconsider increasing the admission fee at the zoo, and to consider other avenues of revenue. (Supervisors Hallinan and Nelder presented.) Referred to Finance Committee.

File 193-90-10

[Housing Authority - Small Claims Court]

Resolution urging the Mayor to urge the San Francisco Housing Authority to not appeal the small claims court's judgments in favor of Hayes Valley residents, and to focus the efforts of the Housing Authority to bringing the housing units under its jurisdiction to safe and humane levels of livability. (Supervisor Hongisto presented.) Referred to Economic and Social Policy Committee.

File 206-90-2

Referred to Board

[Public Inebriates Policy]

Resolution urging the Mayor to urge the Health Commission, the Police Commission and the Sheriff to extend for public inebriates who are charged with "Drunk in Public" (Section 647f Penal Code) a community based social model detoxification and treatment program with medical

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accessibility for the acute and long term care of these clients and stating that it should no longer be the policy of the City and County of San Francisco to incarcerate public inebriates in the county jail system. (Supervisor Walker presented.) Referred to Board May 14, 1990 Immediate Adoption Calendar.

File 219-90-1

Referred to Committee

[Disaster Preparedness]

Resolution urging the Department of Public Works, through the Chief Administrative Officer, to enter into an agreement with the Associated General Contractors of California whereby the AGC would provide free assistance in locating specialized equipment from its members that may be needed by the City in the event of a disaster. (Supervisor Gonzalez presented.) Referred to City Services Committee.

File 270-90-10

[Mayor's Earthquake Emergency Relief Fund Expenditure]

Resolution approving expenditure of \$180,000 from the Mayor's Earthquake Emergency Relief Fund to manufacture and install signs and employ parking control officers to enforce traffic control, and urging the Mayor and the Department of Public Works to file for reimbursement of these funds from FEMA. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the May 16, 1990 meeting.

File 270-90-11

Referred to Board

[Embarcadero Freeway]

Resolution urging the State Legislature to delete Embarcadero Freeway from State Highway System, subject to availability of funding for alternative roadway. (Supervisor Gonzalez presented.) Referred to Board May 14, 1990 Immediate Adoption Calendar.

File 272-90-3

Requests for Hearings

File 107-90-2, By Supervisor Kennedy: To consider the Department of Social Services Fraud Early Detection Program. Referred to Economic and Social Policy Committee.

File 153-90-1.1, By Supervisor Walker: To consider release of \$167,000, Department of Social Services, for a Rental Deposit Guarantee Program for people made homeless by the earthquake on October 17, 1989. Referred to Finance Committee with request it be considered at the May 16, 1990 meeting.

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File 174-90-4, By Supervisors Ward and Gonzalez: To consider the April 30, 1990 report to the Board of Supervisors from the Arts Organizations Task Force. Referred to City Services Committee.

File 193-90-11, By Supervisor Kennedy: To consider the treatment and harassment of employees forced to work with cat on premises at Recreation and Park Department. Referred to City Services Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisors Hsieh, Alioto and Nelder, that City Attorney draft Charter amendment to create a Civil Service Exempt Confidential Secretary to the Chief Adult Probation Officer position.

By Supervisor Gonzalez, that letter be sent to Mayor Art Agnos inquiring whether he can investigate the grossly inadequate staffing levels at the county jails as stated in the Advisory Committee on Adult Detention Annual Report issued on March 31, 1990; and inquiring whether he can provide additional deputies in this year's budget.

By Supervisor Gonzalez, that letter be sent to Director of Public Works requesting the removal of all obstructions on 26th Street between Folsom and Harrison Streets, including the basketball court and road barriers.

By Supervisor Gonzalez, that letter be sent to Director of Public Works inquiring whether they can investigate installing a white passenger zone between 2886 and 2888 16th Street to facilitate increased passenger traffic; and whether this request can be expedited by May 17, 1990.

By Supervisor Gonzalez, that letter be sent to General Manager of SAMTRANS requesting whether he can investigate installing a covered bench/passenger waiting area on 24th Street and South Van Ness Avenue.

By Supervisor Gonzalez, that letter be sent to Director of Public Health inquiring whether he can investigate complaints about possible rat infestation of 114 Rhine Street.

By Supervisor Gonzalez, that letters be sent to City Departments, agencies and commissions who have not submitted reports regarding the nature and amount of user fees adopted within their respective departments.

By Supervisor Gonzalez, that letter be sent to Director, Port of San Francisco, inquiring why a Request for Proposal to seek developers for a new cruise ship terminal for San Francisco in order to handle the increased traffic volume has not been issued.

By Supervisor Walker, that letter be sent to General Manager, Department of Social Services, requesting he provide the Board of Supervisors Finance Committee with a monthly report on the status of Fraud Early Detection Program (FRED), with the first report due by June 1, 1990.

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By Supervisor Kennedy, that letter be sent to the Civil Service Commission requesting information regarding the number of employees in each department; ethnic breakdown of employees; number of advancements and promotions; number of ethnic employees promoted, salary range; and number of civil service jobs.

By Supervisor Kennedy, that letter be sent to the Director of Airports inquiring whether he is aware that United Airlines may be purchasing grapefruits and oranges from South Africa for its narrow body kitchen at SFO.

By Supervisor Kennedy, that letter be sent to the Chief of Police inquiring whether concerns raised by Geneva Terrace Homeowners Association may be addressed regarding crime in the Geneva Terrace Area.

By Supervisor Hongisto, that letter be sent to the City Attorney requesting what measures the Board of Supervisors can take to reclaim authority over the Housing Authority.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Jim Vaszko (Supervisor Walker)
Rosemary Williams (Supervisor Ward)
Lewis E. Darnell (Supervisor Ward)
Joseph Mannone (Supervisor Hongisto)
Mary Elizabeth Thompson (Supervisor Kennedy)
Lorraine Givins (Supervisor Kennedy)

File 2-90-20

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 2:58 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, May 7, 1990

Approved by the Board of Supervisors on October 15, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

AMERICAN MEDICAL ASSOCIATION
PUBLISHED WEEKLY
CHICAGO, ILL., U.S.A.

VOLUME 10, NUMBER 1, JANUARY 1917

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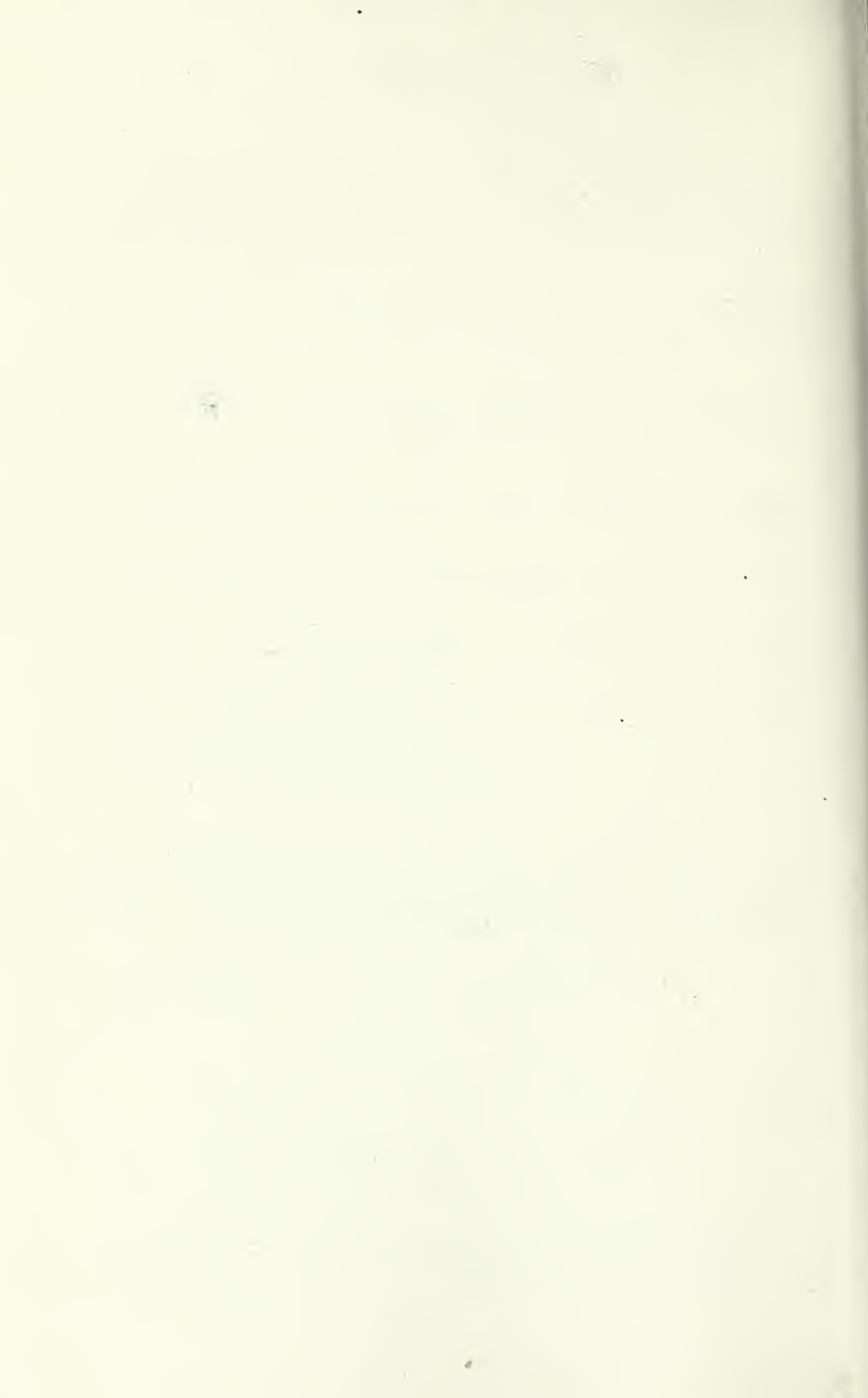
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Alameda, May 11, 1907

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First Session of 1907

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City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, May 14, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Kennedy, Maher, Nelder, Walker - 7.

Noted absent at first roll call:

Supervisors Alioto, Hongisto, Hsieh, Ward - 4.

Quorum present.

Supervisor Alioto was noted present at 2:11 p.m.

Supervisor Hongisto excused from attendance. (See infra.)

Supervisor Hsieh was noted present at 2:11 p.m.

Supervisor Ward was noted present at 2:19 p.m.

Supervisor Hongisto Excused

The Clerk announced that Supervisor Hongisto requested to be excused from attending today's meeting because of a family emergency.

Supervisor Maher, seconded by Supervisor Kennedy, moved to excuse Supervisor Hongisto from attendance.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Monday, May 14, 1990

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Walker, moved that the Journal of Proceedings for Monday, December 11, 1989, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Kennedy requested that the following measures be severed from the Consent Calendar and considered separately.

Recommendations of Finance Committee

Adopted

[Contract]

Resolution approving the Controller's certification that shuttle bus services for San Francisco International Airport can practically be performed by private contractor at a lower cost for the year commencing July 1, 1990, than if work were performed by City and County employees. (Airports Commission)

File 25-90-9, Resolution No. 355-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a grant of \$799,777 from the California Department of Health Services to continue funding the AIDS Drug Program. (Mayor)

File 146-90-26, Resolution No. 369-90

Adopted by the following vote:

Monday, May 14, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

The Board resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$3,000, Recreation and Park Department, for materials and supplies. (Controller)

File 101-89-121, Ordinance No. 180-90

Finally passed.

[Government Funding]

Ordinance appropriating \$392,163, Juvenile Court, for various facilities maintenance projects and professional services. (Controller)

File 101-89-125, Ordinance No. 174-90

Finally passed.

Passed for Second Reading

[Grant of Easement]

Ordinance authorizing grant of a 150 square foot easement to Pacific Gas and Electric Company for installation of an underground electric line crossing Hetch Hetchy Parcel No. 4034(3) at the southeast corner of O'Shaughnessy Boulevard and Portola Drive in San Francisco; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 82-90-5, Ordinance No.

Passed for second reading.

Adopted

[Contract]

Resolution concurring with the Controller's certification that parking meter collection services can be practically performed by

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private contractor for lower cost than similar work services performed by City and County employees. (Office of the Treasurer).

File 25-90-10, Resolution No. 356-90

Adopted.

[Acceptance of Gift]

Resolution authorizing the San Francisco Police Department to accept the gift of a 1989 Ford Clubwagon, valued at \$13,777.99. (Police Commission)

File 38-90-4, Resolution No. 358-90

Adopted.

[Amendment to Lease]

Resolution authorizing amendment to lease of real property at 3911 Mission Street for the Department of Public Health's Southeast Mission Geriatric Clinic. (Real Estate Department)

File 64-90-7, Resolution No. 361-90

Adopted.

Recommendations of City Services Committee

Finally Passed

[Street Acceptance]

Ordinance accepting roadways, including curbs, of portion of Fulton Street from Stanyan Street to Ninth Avenue, inclusive. (Department of Public Works)

File 9-90-1, Ordinance No. 172-90

Finally passed.

[Width of Sidewalk]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by changing the official width of sidewalk on the east side of Portola Drive between Teresita and O'Shaughnessy Boulevards, and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-90-1, Ordinance No. 173-90

(Adding Section 1500.)

Finally passed.

Monday, May 14, 1990

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Carolyn Broadwell against the City and County by payment of \$6,500. (City Attorney)

File 45-90-12, Ordinance No.

(Superior Court No. 890 429; U.S.D.C. No. C88-5117.)

Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Stephen Barone against the City and County of San Francisco by payment of \$6,250. (City Attorney)

File 45-90-13, Ordinance No.

(Superior Court No. 909 006.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim arising out of U.S.A. v. C.C.S.F., et al; Davis et al v. C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated) by payment of \$40,000. (City Attorney)

File 48-90-7, Ordinance No.

Passed for second reading.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Monday, May 14, 1990

Finally Passed

[Government Funding]

Ordinance appropriating and rescinding \$30,800, Municipal Court, for permanent salaries and retirement allowance for salary range adjustments of twenty Court Reporters; providing for ratification of action previously taken. (Controller)

File 101-89-117, Ordinance No. 177-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[Government Funding]

Ordinance appropriating \$562,704, Superior Court, for permanent salaries and retirement allowance, other personal services - transcripts and fees and other compensation; rescinding \$41,890 from permanent salaries and retirement allowance, for salary range adjustments of twenty nine Phonographic Reporters; providing for ratification of action previously taken. (Controller)

File 101-89-118, Ordinance No. 178-90

(This item is the subject of previous budgetary denial; requires eight votes for passage, pursuant to Charter Section 6.306.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Municipal and Superior Courts, to provide a salary increase for Court Reporters, effective November 1, 1989; companion measures to Files 101-89-117 and 101-89-118. (Civil Service Commission)

File 102-89-45, Ordinance No. 179-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

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[Government Funding]

Ordinance appropriating \$7,921, Juvenile Court, for permanent salaries and related mandatory fringe benefits, fees and other compensation, other current expenses and materials and supplies; rescinding \$7,921 from permanent salaries; for the creation of eight positions; providing for ratification of action previously taken. (Controller)

File 101-89-124, Ordinance No. 175-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Juvenile Court, reflecting the establishment of one new position, Classification A108 Secretary, Juvenile Probation Commission and the addition of seven commissioner positions Classification A091 Juvenile Probation Commissioner; companion measure to File 101-89-124. (Civil Service Commission)

File 102-89-46, Ordinance No. 176-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$26,553, City Planning, for data processing/word processing equipment and services of other departments - miscellaneous departments. (Controller)

File 101-89-123, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Monday, May 14, 1990

[Government Funding]

Ordinance appropriating \$19,228,902 of State subvention from Proposition 99 Tobacco Tax for the Department of Public Health, for medical service contract, professional services and revenue transfer to San Francisco General Hospital and Public Health Central Office. (Supervisor Walker)

File 101-89-129, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Passed for Second Reading as Amended

[Tobacco Tax Funds]

Ordinance amending Administrative Code governing the payment of claims from physicians and hospitals for certain medical services provided to patients from funds obtained through the Cigarette and Tobacco Surtax Initiative and designating the Department of Public Health the administering agency under State law implementing the Initiative; companion measures to Files 101-89-129, 146-90-27 and 30-90-8. (Supervisor Walker)

File 97-90-21, Ordinance No.

(Adds Section 10.117-98.)

Supervisor Kennedy, seconded by Supervisor Ward, moved to amend Page five, line 28, after "Section." by adding "Before issuing or amending any such procedure, the Department of Public Health shall provide a 30-day public comment period by providing published notice in an official newspaper of general circulation in the City of the intent to issue or amend the procedure."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Adopted

Monday, May 14, 1990

[Plan Update and Budget Supplement]

Resolution authorizing adoption of the County Health Services Plan Update and Budget Supplement for the 1989-90 fiscal year; companion measure to Files 101-89-129, 97-90-21 and 146-90-27. (Supervisor Walker)

File 30-90-8, Resolution No. 359-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Adopted as Amended

[Subvention - State]

Resolution authorizing the Department of Public Health, Central Office Administration, to expend a subvention of \$19,479,114 from the State of California for California Health Care for Indigent Program (CHIP) for fiscal year 1989-90; ratifying action previously taken; companion measure to Files 101-89-129, 97-90-21 and 30-90-8. (Supervisor Walker)

File 146-90-27, Resolution No. 370-90

Supervisor Kennedy, seconded by Supervisor Maher, moved to amend title, line four by adding "\$19,479,114".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

Passed for Second Reading

[Environmental Enforcement Fund]

Ordinance amending Administrative Code, establishing an Environmental Enforcement Fund, to allow for the receipt of money distributed by the California Department of Health Services under the California Hazardous Waste Control Act. (Supervisor Walker)

File 97-90-18, Ordinance No.

Monday, May 14, 1990

(Amends Section 10.117-83.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

Passed for Second Reading

[Hazardous Waste Generator Inspections, Fees]
Ordinance amending Health Code to provide for a program for enforcement of the California Hazardous Waste Control Act and for inspection and administration fees for hazardous waste generators; and adopting by reference the definitions in the Hazardous Waste Control Act of the State of California, Division 20, Chapter 6.5 of the California Health and Safety Code and its implementing regulations; companion measure to Files 97-90-18, 93-90-9 and 93-90-10. (Supervisor Walker)

File 118-90-2, Ordinance No.

(Adds Article 22.)

Supervisor Kennedy, seconded by Supervisor Maher, moved to amend page seven, line four, after "article" by adding "Before issuing or amending any such procedure, the Department of Public Health shall provide a 30-day public comment period by providing published notice in an official newspaper of general circulation in the City of the intent to issue or amend the procedure."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Adopted as Amended

[Hazardous Waste Enforcement]
Resolution entering into a memorandum of understanding with the California Department of Health Services to provide for an efficient means of transmittal to the City and County of San Francisco of the local health officer's portion of fines and penalties collected in hazardous waste enforcement actions; companion measure to Files 97-90-18, 118-90-2 and 93-90-10. (Supervisor Walker)

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File 93-90-9, Resolution No. 365-90

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to amend page two, line four, substituting "President" for the word "Chairperson".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Adopted

[Hazardous Waste Enforcement]
Resolution authorizing the Director of Public Health to enter into a memorandum of understanding with the California Department of Health Services to ensure cooperation and coordination in the enforcement of the Hazardous Waste Control Act; companion measure to Files 118-90-2, 97-90-18 and 93-90-9. (Supervisor Walker)

File 93-90-10, Resolution No. 366-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Passed for Second Reading

[S.F. County Fair Agreement]
Ordinance approving an agreement to manage the 1990 San Francisco County Fair in the San Francisco County Fair Building and Grounds located in Golden Gate Park. (Recreation and Park Department)

File 86-90-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Monday, May 14, 1990

Adopted

[Short Doyle Plan]

Resolution approving the San Francisco Short-Doyle Plan for Mental Health Services in fiscal year 1989-90, Part B. (Department of Public Health).

File 30-90-7, Resolution No. 357-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Mortgage Revenue Bonds - Cancellation]

Resolution authorizing the Mayor to execute an agreement cancelling the City and County of San Francisco 1982 mortgage revenue bonds (San Francisco residential hotels), assigning the bond loan documents, and releasing claims. (Supervisor Walker)

File 170-90-4, Resolution No. 371-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisors Gonzalez, Hongisto, Hsieh, Ward - 4.

Adopted as Amended

[Federal Funds - Residential Hotel Projects]

Resolution approving the transfer of funds reserved for the International Hotel acquisition to Tenderloin Hotels, a California Limited Partnership, and the execution of loan agreements with Tenderloin Hotels; companion measure to File 170-90-4. (Supervisor Walker)

File 79-90-2, Resolution No. 362-90

Supervisor Walker, seconded by Supervisor Gonzalez, moved to amend page two, by adding the following "further resolved" clause:

"FURTHER RESOLVED, That the Board of Supervisors does hereby approve the commitment of \$3,000,000 for the International Hotel project, from either Hotel Tax Fund monies for affordable housing, or currently available Community Development Block Grant funds, or a combination thereof."

Motion to amend adopted by the following vote:

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Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Adopted

[Grant - State Funds]

Resolution authorizing the Chief Adult Probation Officer to increase the amount of matching funds from \$13,833 to \$18,654 provided to Office of Criminal Justice Planning Project entitled "Gang Caseloads Component of the Intensive Services Unit". (Adult Probation Department)

File 130-90-2, Resolution No. 367-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Bureau of Communicable Disease Control, to apply for, accept and expend a grant of \$36,600 from the State Department of Health Services for continuation of immunization services. (Mayor)

File 146-90-25, Resolution No. 368-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[Academy of Sciences]

Resolution authorizing reimbursement to the California Academy of Sciences from the proceeds of the November 7, 1989 Proposition A bond proceeds (public buildings safety improvement bonds) for the Academy's expenditures of its private funds for the seismic upgrading of certain Academy buildings owned by the City. (Supervisor Walker)

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File 209-90-1, Resolution No. 372-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Recommendations of Administration and Oversight Committee

Passed for Second Reading as Amended

[Conflict of Interest Code]

Ordinance amending Administrative Code by adding various sections approving Conflict of Interest Codes for various departments, and amending various sections relating to various departments and positions designated by State - Filing Official of the Conflict of Interest Code of the City and County of San Francisco. (City Attorney)

File 97-90-19, Ordinance No.

(Adds Animal Control Department; Art Commission; Civil Grand Jury; Commission on the Status of Women; San Francisco Community College District; Fine Arts Museums; Fire Department; Housing Authority; Juvenile Probation Commission; Landmarks Preservation Advisory Board; Office of Citizen Complaints; Parking and Traffic Commission; Relocation Appeals Board; San Francisco County Transportation Authority; Sheriff; Private Industry Council; San Francisco Unified School District; and amends Board of Supervisors; City Attorney; Chief Administrative Officer; City Planning Department; Residential Rent Stabilization and Arbitration Board; Recreation and Park Department; Retirement System; Treasurer-Tax Collector; Court Positions; and Board of Permit Appeals.)

Supervisor Kennedy, seconded by Supervisor Maher, moved to amend page 15, by deleting entire line three, which reads "Food Administrator". (Disclosure Category) "2".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

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Passed for Second Reading

[Commander Isiah Nelson Memorial Scholarship Fund]
Ordinance amending Administrative Code by changing the name of the Officers for Justice Scholarship Fund to the Officers for Justice/Commander Isiah Nelson Memorial Scholarship Fund.
(Supervisors Kennedy, Alioto, Britt, Gonzalez, Hsieh, Hallinan, Hongisto, Maher, Nelder, Walker, Ward)

File 97-90-20, Ordinance No.

(Amends Section 10.117-57.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[Salary Standardization - Nurses]
Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County of San Francisco, the San Francisco Community College District, the San Francisco Unified School District, whose compensations are subject to the provisions of Section 8.403 of the Charter and establishing benefits, working schedules, and conditions of employment and methods of payment, effective July 1, 1990. (Civil Service Commission)

File 103-90-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Adopted

[Appointment]
Resolution appointing members to the Citizens Advisory Committee on Elections for four-year terms ending May 15, 1994. (Administration and Oversight Committee)

File 92-90-10, Resolution No. 363-90

(Roger Cardenas, vice himself, term expired;
Richmond Young, vice himself, term expired; and
Brian Mavrogeorge, vice himself, term expired.)

Adopted by the following vote:

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Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

[Appointment]

Resolution appointing member to the Association of Bay Area Governments. (Administration and Oversight Committee)

File 92-90-13, Resolution No. 364-90

(Supervisor Nancy G. Walker, vice herself, term expiring June 30, 1990, for the two-year term ending June 30, 1992.)

Supervisor Walker requested to be excused from voting on subject matter as it was her appointment to ABAG being considered.

Supervisor Kennedy, seconded by Supervisor Maher, moved to excuse Supervisor Walker from voting.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Excused: Supervisor Walker - 1.

Absent: Supervisor Hongisto - 1.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

Hearing of persons interested in or objecting to the report of the Director of Public Works for various repair services ordered to be rendered at 3670-3672 16th Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-4

(Total cost \$22,100.50)

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The President inquired if anyone present wished to speak. There being no response, the President declared the hearing concluded.

From the Department of Public Works

Adopted

[Assessment of Costs]

Resolution confirming report of assessment costs submitted by the Director of Public Works for various repair services ordered to be rendered at 3670-3672 16th Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-4, Resolution No. 360-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Recess

At the request of President Britt, the Board recessed at the hour of 4:21 p.m. to convene in closed session pursuant to Government Code Sections 54956(b)(1) and 54956.9(c) to meet with the City Attorney concerning litigation between the City and County of San Francisco and the Modesto Irrigation District.

Reconvening of the Board

The Board, at the hour of 4:35 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Noted absent: Supervisors Alioto, Hongisto - 2.

Quorum present.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board had met in closed session with the City Attorney concerning pending litigation as provided in the Government Code.

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PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John O'Brien;
Ace Washington;
Bill Schwenker;
Lemon Francois.

IMMEDIATE ADOPTION CALENDAR

Severed from Immediate Adoption Calendar

Supervisor Kennedy requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

(The following items are being considered after the date of introduction and, if they do not receive a unanimous vote, require a motion adopted by eight votes to suspend the rule requiring committee referral.)

Question Divided; Final Passed as Divided

[Government Funding]

Ordinance appropriating ((\$10,100,000)) \$7,500,000 Social Services, for ((adoption aid, foster care)) AFDC and general assistance, for fiscal year 1989-90; providing for ratification of action previously taken; an emergency measure. (Supervisor Walker)

File 101-89-135, Ordinance No. 171-90

(Pursuant to Charter Sections 2.300 and 2.301, this item requires 9 votes for passage.)

At the request of Supervisor Kennedy, the question was divided with respect to the \$2,600,000 appropriation for adoption aid and foster care so the matter could be considered separately.

The roll was called on the main ordinance, as divided and it was finally passed by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Hongisto - 2.

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Referred to Committee

[Government Funding]

Ordinance appropriating \$2,600,000 for adoption aid and foster care, for fiscal year 1989-90, providing for ratification of action previously taken; an emergency ordinance".

File 101-89-135.1, Ordinance No.

Supervisor Kennedy, seconded by Supervisor Walker, moved to refer to Finance Committee.

Motion to refer to Finance Committee adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Hsieh, Kennedy, Maher, Walker, Ward - 7.

Absent: Supervisors Alioto, Gonzalez, Hongisto, Nelder - 4.

Supervisor Walker requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Adopted as Amended

[Proposition 107 - Housing and Homeless Bond Act]

Resolution supporting the passage of Proposition 107, the Housing and Homeless Bond Act on the June 1990 California Ballot. (Supervisors Walker, Ward, Britt, Hallinan, Hongisto)

File 12-90-16, Resolution No. 349-90

Supervisor Walker, seconded by Supervisor Hallinan, moved an amendment of the whole bearing same title, reflecting correct second page (see memo in file dated 5/14/90, from Supervisor Walker to Board).

Amendment of the the whole adopted by the following vote:

Ayes: Supervisors Britt, Hallinan, Kennedy, Maher, Walker, Ward - 6.

Absent: Supervisors Alioto, Gonzalez, Hongisto, Hsieh, Nelder - 5.

Supervisor Gonzalez, seconded by Supervisor Nelder, moved to suspend the rules to permit immediate adoption items to be considered without reference to committee.

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Hongisto - 2.

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Supervisor Hsieh requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Referred to Committee

[Public Inebriates Policy]

Resolution urging the Mayor to urge the Health Commission, the Police Commission and the Sheriff to extend for public inebriates who are charged with "drunk in public" (Section 647F of the Penal Code) a community-based social model detoxification and treatment program with medical accessibility for the acute and long term care of these clients and stating that it should no longer be the policy of the City and County to incarcerate public inebriates in the county jail system. (Supervisor Walker)

File 219-90-1

On objection by Supervisor Maher to immediate adoption, the resolution was referred to Economic and Social Policy Committee.

[Embarcadero Freeway]

Resolution urging the State Legislature to delete Embarcadero Freeway from State Highway System, subject to availability of funding for alternative roadway. (Supervisor Gonzalez)

File 272-90-3

Supervisor Hsieh, seconded by Supervisor Ward, moved to refer to Economic and Social Policy Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Hongisto - 2.

The Board resumed its consideration of the following items on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-20, Resolution No. 348-90

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(Doris M. Ward, member, Board of Supervisors, May 10 - 13; Debra Chasnoff, member, Film and Video Arts Commission, May 25 - June 4; Arnold Chin, member, Parking and Traffic Commission, May 4 - 8; Edward A. Chow, M.D., member, Health Commission, May 10 - 13; Arthur H. Coleman, M.D., member, Port Commission, May 17 - 20 and July 14 - 19; Michael P. Huerta, Executive Director, May 12 - 25; May Mayes, member, Film and Video Arts Commission, May 4 - 8; James Morales, President, City Planning Commission, May 11 - 16; Chris Mouroufas, member, Film and Video Arts Commission, May 10 - 24; Roger Peters, Acting Maritime Director, Port Commission, May 12 - 25; Joyce Ream, Executive Director, Commission on the Aging, May 23 - 27; E. E. Gregg Snazelle, member, Film and Video Arts Commission, June 1 - 3; Donald R. Stephens, member, Airports Commission, April 30 - May 2; Robert Wilhelm, member, Film and Video Arts Commission, April 30 - May 1; Douglas F. Wong, member, Port Commission, May 12 - 25, 1990.)

Adopted.

[Joe Doherty Day]

Resolution urging the Mayor to name June 16, 1990, "Joe Doherty Day" in San Francisco, and strongly urge U.S. Attorney General Richard Thornburgh to respect the November 14, 1988 decision by the Immigration Board of Appeals and to give full and fair consideration to Joseph Doherty's claims for relief from deportation and further, to take any and all steps necessary to accomplish Joseph Doherty's immediate release on bail, and further to urge Congresswoman Nancy Pelosi to co-sponsor House Concurrent Resolution 62 supporting the concerns herein and thank Congressmembers Barbara Boxer and Ron Dellums for the co-sponsorship of Resolution 62. (Supervisor Hallinan)

File 4-90-18. Resolution No. 357-90

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Polk Street; waiving the requirement that sponsor provide insurance. (Supervisor Britt)

File 42-90-17. Resolution No. 354-90

(Polk Street, between Grove and McAllister Streets, Sunday, May 20, 1990, from 6:00 p.m. to 11:00 p.m., for Seventh Annual AIDS Candlelight Memorial.)

Adopted.

[Lombard Garage - Union Street Fair]

Resolution approving the use of the Lombard Garage by vendors of the

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Union Street Fair on Saturday and Sunday, June 2 and 3, 1990 during the hours of 6:30 a.m. and 6:30 p.m. (Supervisor Maher)

File 47-90-3, Resolution No. 352-90

Adopted.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Adopted

[Statement of Condemnation]

Resolution condemning the statements made by Federal Drug Czar William Bennett on April 27, 1990 regarding the separation of children from their families and placement in orphanages, and urging Mr. Bennett to retract his statements of April 27, 1990 and to explore programs of drug treatment that involve the family as a whole, rather than policies which encourage separation. (Supervisors Walker and Kennedy)

File 13-90-10, Resolution No. 350-90

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Hongisto - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Government Funding]

Ordinance appropriating \$582,088, for professional and special services and data/word processing professional services, social services for fiscal year 1989-90; providing for ratification of action previously taken. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the May 23, 1990, meeting.

File 101-89-140

[Transportation Authority Advance]

Ordinance amending Ordinance No. 272-89, by amending the

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administrative provisions of the Annual Appropriations Ordinance for the Fiscal Year ending June 30, 1990 to add Section 30 thereto to authorize the Controller to advance funds to the San Francisco County Transportation Authority and to recover interest foregone by the City. (Supervisor Britt presented.) Referred to Administration and Oversight Committee.

File 101-89-141

Referred to Board

[Board and Care Facilities]

Resolution urging State Legislature to urge Governor to provide for adequate funding in California Fiscal Year 1990-91 budget for board and care facilities for the mentally ill. (Supervisors Walker and Maher presented.) Referred to Board May 21, 1990 Immediate Adoption Calendar.

File 12-90-18

[Support of the National Endowment for the Arts]

Resolution urging the National Endowment for the Arts Reauthorization Committees to eliminate any restrictive language that would prohibit funding of so-called obscene or indecent materials, and to preserve the peer panel system of evaluating the merit of work submitted for funding, and to restore and increase the budget of the National Endowment for the Arts. (Supervisor Hallinan presented.) Referred to Board May 21, 1990 Immediate Adoption Calendar.

File 13-90-11

Adopted

[Knights of Columbus Circus-Tow Away Zone]

Resolution authorizing temporary "No parking - Tow away zones" for the Knights of Columbus Foundation Circus, 6 P.M. June 8, 1990, through 10 P.M. June 10, 1990.

File 19-90-6, Resolution No. 351-90

Supervisor Nelder presented for immediate adoption.

Supervisor Nelder, seconded by Supervisor Kennedy, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Mongisto - 2.

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Resolution adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Hongisto - 2.

Referred to Committee

[Transportation Authority Services]

Ordinance amending Part I, Chapter XVI of the San Francisco Municipal Code (Administrative Code) by adding Section 16.9-30 authorizing officers of the City and County of San Francisco to agree to provide services to the San Francisco County Transportation Authority and enter into hold harmless agreements with the Authority. (Supervisor Britt presented.) Referred to Administration and Oversight Committee.

File 97-90-23

[Grant Applications]

Ordinance amending Part I, Chapter 10 of the San Francisco Administrative Code by amending Section 10.170 thereof, to exclude the application for funds from the San Francisco County Transportation Authority from the provisions of Section 10.170. (Supervisor Britt presented.) Referred to Administration and Oversight Committee.

File 97-90-24

[Negative Declaration]

Resolution adopting final negative declaration, finding and determining that adoption of oil and gas facilities ordinance as a permanent amendment to Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) will not have a significant impact on the environment, and adopting and incorporating findings of final negative declaration. (Supervisor Alioto presented.) Referred to Economic and Social Policy Committee.

File 115-90-6

[Oil and Gas Facilities]

Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) by adding Article 12 to create the M-2 (OGS) and M-2 (OGP) overlay zoning district categories and to require conditional use authorization for activities related to the construction and operation of oil and gas facilities. (Supervisor Alioto presented.) Referred to Economic and Social Policy Committee.

File 115-90-6.1

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Adopted

[Mayor's Earthquake Emergency Relief Fund Expenditure]
Resolution approving expenditure of \$32,000 for payment to San Francisco Alive for providing services related to obtaining disaster relief assistance for San Francisco residents.

File 270-90-12. Resolution No. 353-90

Supervisor Alioto, on behalf of the Mayor, presented for immediate adoption.

Supervisor Alioto, seconded by Supervisor Walker, moved that the Board find the need to take action arose subsequent to publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Hongisto - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Alioto, Hongisto - 2.

Requests for Hearings

File 12-90-17, By Supervisor Walker: To consider S. 2600, The Homelessness Prevention and Community Revitalization Act of 1990. Referred to Economic and Social Policy Committee.

File 12-90-19, By Supervisor Walker: To consider Budget Analyst's report on cost analysis of State Proposition 115 entitled Crime Victims' Reform Act, commonly known as the "Speedy Trial Initiative". Referred to Finance Committee.

File 40-90-7, By Supervisor Nelder: To consider extending the boundaries of Residential Permit Parking Area "T" in the Forest Hill Area to include the following blocks of Vasquez Avenue and Garcia Avenue, namely, the 001 through 299 blocks of Vasquez Avenue and the 001 through 199 blocks of Garcia Avenue. Referred to Economic and Social Policy Committee with request it be considered at the May 24, 1990, meeting.

File 220-90-1, By Supervisor Britt: To consider an agreement for provision of services by the City and County of San Francisco to the San Francisco County Transportation Authority. Referred to Administration and Oversight Committee.

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File 284-90-1, By Supervisor Kennedy: To consider the Minority Business Enterprise, Women Business Enterprise and Local Business Enterprise Ordinance II Report with recommendations. Referred to Economic and Social Policy Committee with request it be considered at the May 24, 1990, meeting.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that Budget Analyst prepare a joint fiscal and civil service audit of job classifications in the Planning Department, including job descriptions, salaries and levels of policy setting and discretionary review responsibilities.

By Supervisor Alioto, that Budget Analyst provide the following information: 1) the number of City jobs listed in the Salary Standardization Ordinance and the City budget, 2) the number of paychecks actually cut for the month of April, 1990, and 3) the number of unfilled permanent positions that have been reclassified City-wide..

By Supervisor Gonzalez, that letter be sent to the Director of Public Works inquiring whether he can investigate citizen's complaint about not being informed about a proposal to establish a bus stop in front of 1150 Sacramento Street, and whether the bus stop could be better served at the northwest corner of the Sacramento and Mason Street intersection.

By Supervisor Gonzalez, that letter be sent to the Director of Public Works inquiring whether he can investigate citizen's complaints regarding the possible cutting of five or six large trees at 2320 Green Street which borders Saint Vincent de Paul's Catholic Church, and further inquiring if this action is being done without a permit from the Division of Urban Forestry and without public comment.

By Supervisor Gonzalez, that letter be sent to the Director of Public Health inquiring whether he can investigate the citizen's complaints about the possible rat infestation evident during the evening hours only, between 24th Street and 25th Street on the side where the La Santaneca Restaurant (3781 Mission Street) and McDonald's Restaurant are located.

By Supervisor Nelder, that City Attorney draft legislation extending the boundaries of Residential Permit Parking Area "T" in the Forest Hill area to include the 001 and 299 blocks of Vasquez Avenue and the 001 through 199 blocks of Garcia Avenue.

By Supervisor Nelder, that City Attorney provide legal opinion regarding the feasibility of drafting legislation mandating that the City be required to enter into loan agreements for certain services with local developers only.

Monday, May 14, 1990

By Supervisors Nelder and Ward, that Budget Analyst prepare a feasibility study and cost analysis of parking technology available from Parking Available Parking Systems for possible use in public parking facilities.

By Supervisor Nelder, that City Attorney review parking technology available from Parking Available Parking Systems for possible public and private use and provide information on appropriate legislation necessary to have in place prior to utilizing technology.

By Supervisor Ward, that Parking Authority review and provide recommendations to the Board of Supervisors regarding parking technology available from Parking Available Parking Systems for possible public and private use.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Richard Parker (Supervisor Britt)
Rev. J. Austell Hall (Supervisor Kennedy)
Peter Stocker (Supervisor Maher)
Joseph Landry (Supervisors Ward, Kennedy)

File 2-90-21

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:47 p.m. adjourned.

John L. Taylor, Clerk

Monday, May 14, 1990

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 22, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

January, 1915

Journal of Proceedings Board of Supervisors

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No. 21

Monday, May 21, 1990

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City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, May 21, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Hallinan, Hsieh, Maher, Walker, Ward - 6.

Noted absent at first roll call:

Supervisors Alioto, Gonzalez, Hongisto, Kennedy, Nelder - 5.

Quorum present.

Supervisor Alioto was noted present at 2:11 p.m.

Supervisor Gonzalez was noted present at 2:12 p.m.

Supervisor Hongisto was noted present at 2:30 p.m.

Supervisor Kennedy was noted present at 2:20 p.m.

Supervisor Nelder was noted present at 2:16 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Hsieh, moved that the Journal of Proceedings for Monday, December 18, 1989 be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Maher, Walker, Ward - 7.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Nelder - 4.

Monday, May 21, 1990

Presentation Made

Supervisor Britt introduced and welcomed Mr. Richard Evans, Director of Public Works, for the purpose of honoring him today. The Board of Supervisors presented Mr. Evans with a Certificate of Honor in recognition of his leadership and contributions made to the City and for being selected as "Man of the Year" by the American Public Works Association.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$26,553, City Planning, for data processing/word processing equipment and services of other departments - miscellaneous departments. (Controller)

File 101-89-123, Ordinance No. 181-90

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$40,000, Public Health, for medical service contract (Wellness Program) for fiscal year 1989-90. (Supervisor Walker)

File 101-89-134, Ordinance No.

Passed for second reading.

Finally Passed

[Grant of Easement]

Ordinance authorizing grant of a 150 square foot easement to Pacific Gas and Electric Company for installation of an underground electric line crossing Hetch Hetchy Parcel No. 4034(3) at the southeast corner of O'Shaughnessy Boulevard and Portola Drive in San Francisco; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 82-90-5, Ordinance No. 187-90

Finally passed.

Monday, May 21, 1990

[S.F. County Fair Agreement]

Ordinance approving an agreement to manage the 1990 San Francisco County Fair in the San Francisco County Fair Building and Grounds located in Golden Gate Park. (Recreation and Park Department)

File 86-90-2. Ordinance No. 188-90

Finally passed.

Adopted

[Airport Administration]

Resolution approving the Controller's certification that parking management services for San Francisco International Airport can practically be performed by private contractor at a lower cost for the year commencing July 1, 1990 than if work were performed by City employees at presently budgeted levels. (Airports Commission).

File 25-90-11. Resolution No. 379-90

Adopted.

[Contracting Out City Services]

Resolution concurring with the Controller's certification that maintenance of City-owned parking lots can be performed by private contractor for a lower cost than similar work services performed by City and County employees. (Parking and Traffic Commission).

File 25-90-12. Resolution No. 380-90

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification 7389 Metalsmith in the State Disability Insurance Program. (Employee Relations Division).

File 89-90-7. Resolution No. 382-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health, to apply for, accept and expend a grant from California Department of Health Services/Office of Family Planning Contract No. 88-93976, A-2, in the amount of \$908,384 for family planning services, for a grant period of July 1, 1988 to June 30, 1991, and making grant funds subject to appropriation by the Board of Supervisors; rescinding Resolution Numbers 541-88, 931-88 and 157-90. (Mayor)

Monday, May 21, 1990

File 146-90-32, Resolution No. 383-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Director of Public Works to apply for, accept and expend Federal funds in the amount of \$6,868,000 for the pavement renovation of various streets as listed in this resolution. (Department of Public Works)

File 148-90-2, Resolution No. 384-90

Adopted.

[Agreement]

Resolution authorizing the Chief Probation Officer of the Juvenile Court to continue an agreement with Contra Costa Girls' Center for placement of certain committed female wards from San Francisco. (Juvenile Probation Department).

File 172-90-7, Resolution No. 385-90

Adopted.

[Agreement]

Resolution authorizing the Chief Probation Officer of the Juvenile Court to renew a contract with the California Youth Authority for diagnostic and treatment services and temporary detention not to exceed 90 days. (Juvenile Probation Department).

File 172-90-8, Resolution No. 386-90

Adopted.

[Agreement]

Resolution authorizing the Chief Probation Officer of the Juvenile Court to continue an agreement with San Mateo County (Glenwood Facility) for the placement of certain male wards from San Francisco. (Juvenile Probation Department).

File 172-90-9, Resolution No. 387-90

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

Monday, May 21, 1990

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Carolyn Broadwell against the City and County by payment of \$6,500. (City Attorney)

File 45-90-12, Ordinance No. 184-90

(Superior Court No. 890 429; U.S.D.C. No. C88-5117.)

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Stephen Barone against the City and County of San Francisco by payment of \$6,250. (City Attorney)

File 45-90-13, Ordinance No. 185-90

(Superior Court No. 909 006.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim arising out of U.S.A. versus C.C.S.F., et al; Davis et al versus C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated) by payment of \$40,000. (City Attorney)

File 48-90-7, Ordinance No. 186-90

Finally passed.

[Commander Isiah Nelson Memorial Scholarship Fund]

Ordinance amending Administrative Code by changing the name of the Officers for Justice Scholarship Fund to the Officers for Justice/Commander Isiah Nelson Memorial Scholarship Fund. (Supervisors Kennedy, Alioto, Britt, Gonzalez, Hsieh, Hallinan, Hongisto, Maher, Nelder, Walker, Ward)

File 97-90-20, Ordinance No. 191-90

(Amends Section 10.117-57.

Finally passed.

[Salary Standardization - Nurses]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County of San Francisco, the San Francisco Community College District, the San Francisco Unified School District, whose compensations are subject to the provisions of Section 8.403 of the Charter and establishing

Monday, May 21, 1990

benefits, working schedules, and conditions of employment and methods of payment, effective July 1, 1990. (Civil Service Commission)

File 103-90-2, Ordinance No. 192-90

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Kennedy, Nelder - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$19,228,902 of State subvention from Proposition 99 Tobacco Tax for the Department of Public Health, for medical service contract, professional services and revenue transfer to San Francisco General Hospital and Public Health Central Office. (Supervisor Walker)

File 101-89-129, Ordinance No. 183-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Kennedy, Nelder - 3.

[Tobacco Tax Funds]

Ordinance amending Administrative Code governing the payment of claims from physicians and hospitals for certain medical services provided to patients from funds obtained through the Cigarette and Tobacco Surtax Initiative and designating the Department of Public Health the administering agency under State law implementing the Initiative; companion measure to File 101-89-129. (Supervisor Walker)

Monday, May 21, 1990

File 97-90-21, Ordinance No. 182-90

(Adds Section 10.117-98.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Kennedy, Nelder - 3.

[Environmental Enforcement Fund]

Ordinance amending Administrative Code, establishing an Environmental Enforcement Fund, to allow for the receipt of money distributed by the California Department of Health Services under the California Hazardous Waste Control Act. (Supervisor Walker)

File 97-90-18, Ordinance No. 189-90

(Amends Section 10.117-83.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Kennedy, Nelder - 3.

[Hazardous Waste Generator Inspections, Fees]

Ordinance amending Health Code to provide for a program for enforcement of the California Hazardous Waste Control Act and for inspection and administration fees for hazardous waste generators; and adopting by reference the definitions in the Hazardous Waste Control Act of the State of California, Division 20, Chapter 6.5 of the California Health and Safety Code and its implementing regulations; companion measure to File 97-90-18. (Supervisor Walker)

File 118-90-2, Ordinance No. 193-90

(Adds Article 22.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Kennedy, Nelder - 3.

Recommendations of Administration and Oversight Committee

Finally Passed

Monday, May 21, 1990

[Conflict of Interest Code]

Ordinance amending Administrative Code by adding various sections approving Conflict of Interest Codes for various departments, and amending various sections relating to various departments and positions designated by State - Filing Official of the Conflict of Interest Code of the City and County of San Francisco. (City Attorney)

File 97-90-19, Ordinance No. 190-90

(Adds Animal Control Department; Art Commission; Civil Grand Jury; Commission on the Status of Women; San Francisco Community College District; Fine Arts Museums; Fire Department; Housing Authority; Juvenile Probation Commission; Landmarks Preservation Advisory Board; Office of Citizen Complaints; Parking and Traffic Commission; Relocation Appeals Board; San Francisco County Transportation Authority; Sheriff; Private Industry Council; San Francisco Unified School District; and amends Board of Supervisors; City Attorney; Chief Administrative Officer; City Planning Department; Residential Rent Stabilization and Arbitration Board; Recreation and Park Department; Retirement System; Treasurer; Tax Collector; Court positions; and Board of Permit Appeals.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Kennedy, Nelder - 3.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$797,783, Controller - ISD, for permanent salaries and related mandatory fringe benefits, data processing/word processing professional services, data processing/word processing equipment maintenance, training and interdepartmental recovery, for the creation of one position. (Controller)

File 101-89-130, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Kennedy, Nelder - 3.

Monday, May 21, 1990

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Controller, reflecting the addition of one position (Classification A978 Senior Database Administrator); companion measure to File 101-89-130. (Civil Service Commission)

File 102-89-48, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Walker, Ward - 8.

Absent: Supervisors Hongisto, Kennedy, Nelder - 3.

Adopted

[Employee Replacement]

Resolution approving immediate filling of a vacated position of 1882 Director, Controller's Information Service Division. (Controller).

File 31-90-4, Resolution No. 381-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

[Mortgage Revenue Bonds]

Resolution authorizing an application to the California Debt Limit Allocation Committee to permit the issuance of qualified mortgage bonds. (Mayor's Office of Housing)

File 170-90-6, Resolution No. 373-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Kennedy - 2.

[Mayor's Earthquake Emergency Relief Fund Expenditure]

Resolution approving expenditure of \$75,000 from the Mayor's Earthquake Emergency Relief Fund to manufacture and install signs and to design, reproduce and distribute pocket-sized maps throughout the Bay Area and urging the Mayor and the Department of Public Works to file for reimbursement of these funds from the Federal Emergency Management Agency. (Supervisor Walker)

Monday, May 21, 1990

File 270-90-11, Resolution No. 388-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Hongisto - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John O'Brien (who presented the Board with the following 2 books which were placed in File 83-89-1: Science and Government by C. P. Snow; and the Mountain People, by Colin M. Turnbull);

Peter D. DuMont of Star Alliance Foundation;
Gregory Lee.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require any of these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) are required.

Adopted

[Board and Care Facilities]

Resolution urging State Legislature to urge Governor to provide for adequate funding in California fiscal year 1990-91 budget for board and care facilities for the mentally ill. (Supervisor Walker)

File 12-90-18, Resolution No. 377-90

(May 14, 1990 - Introduced in Board for consideration on
May 21, 1990.)

Adopted.

[National Endowment for the Arts]

Resolution urging the National Endowment for the Arts Reauthorization Committees to eliminate any restrictive language that would prohibit funding of so-called obscene or indecent materials, and to preserve the peer panel system of evaluating the

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merit of work submitted for funding, and to restore and increase the budget of the National Endowment for the Arts. (Supervisor Hallinan)

File 13-90-11. Resolution No. 378-90

(May 14, 1990 - Introduced in Board for consideration on
May 21, 1990.)

Adopted.

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh,
Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-21. Resolution No. 374-90

(Nancy G. Walker, member, Board of Supervisors, May 28 - June 3, 1990.)

Adopted.

[Housing Authority Staffing]

Resolution urging the Housing Authority Commission to review the criteria it uses to re-assign employees within the Authority and to review the specific transfer of a Korean-speaking administrative clerk away from district containing more than 130 Korean residents. (Supervisor Nelder)

File 206-90-3. Resolution No. 375-90

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Monday, May 21, 1990

[Property Tax Abatement]

Resolution urging the Assessor of the City and County of San Francisco to take all actions permitted under state and local law to forgive property tax assessments and later penalties for owners of property on 8th Avenue between Moraga and Ortega Streets made uninhabitable by the Loma Prieta earthquake; urging the Treasurer to urge the Tax Collector of the City and County of San Francisco to take all actions permitted under state and local law to forgive property tax assessments and late penalties for owners of property on 8th Avenue between Moraga and Ortega Streets made uninhabitable by the Loma Prieta earthquake.

File 270-90-14. Resolution No. 376-90

Supervisor Nelder presented for immediate adoption.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Home Detention]

Ordinance amending the Administrative Code by adding Section 13.63 authorizing the Sheriff to establish a Home Detention Program for minimum security county prisoners. (Supervisor Alioto presented.) Referred to City Services Committee.

File 97-90-25

[Prevailing Wages]

Ordinance amending Administrative Code by adding Sections 6.56 through 6.62 requiring all contractors for health care services to pay prevailing wages to persons providing support services, adopting definitions, setting procedure for determining prevailing wage rates, binding subcontractors, requiring records, and setting penalties for non-compliance. (Supervisors Hongisto, Walker, Britt, Hallinan, Nelder, Alioto, Ward, Kennedy, Maher presented.) Referred to Economic and Social Policy Committee.

File 97-90-26

Monday, May 21, 1990

[Revolving Fund]

Ordinance amending Administrative Code by adding Section 10.169-8 establishing a revolving fund to reimburse the Building Inspection Fund for permit fees waived for the repair or reconstruction of certain earthquake damaged buildings. (Supervisor Hongisto presented.) Referred to Finance Committee.

File 97-90-27

[Story Poles]

Ordinance amending Building Code by adding Section 302(a)(6) to require erection of story poles to identify parameters of new construction or alterations within all residential districts. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 114-90-3

[Permit Fees]

Ordinance amending Building Code by adding Section 304(j) exempting persons who apply to repair and/or reconstruct certain earthquake-damaged or destroyed residential buildings from paying building permit fees provided they can document their inability to pay said fees; requiring that a revolving fund be established from which general fund monies will be used to reimburse the Building Inspection Fund for said fee exemptions. (Supervisor Hongisto presented.) Referred to Finance Committee.

File 114-90-5

Referred to Board

[County Health Services/AB 8 Program]

Resolution urging Governor Deukmejian to refrain from implementing \$173 million dollars in proposed cuts in the California fiscal year 1990-91 budget for the County Health Services/AB 8 Program. (Supervisors Walker, Kennedy, Hallinan, Hongisto presented.) Referred to Board May 29, 1990 Immediate Adoption Calendar.

File 12-90-20

Referred to Committee

[Parking of Vehicles]

Resolution extending the boundaries of residential permit parking area "T" in the Forest Hill area and adding to the list of streets upon which time limitations shall apply. (Supervisor Nelder presented.) Referred to Economic and Social Policy Committee with request it be considered at the May 24, 1990 meeting.

File 40-90-7

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[Hotel Moratorium]

Resolution imposing interim zoning controls to temporarily prohibit the construction of new hotels or the conversion of existing uses to new hotels for an eighteen month period. (Supervisor Walker presented.) Referred to Economic and Social Policy Committee.

File 110-90-1

[Grant - State]

Resolution authorizing the Department of Public Health, Community Public Health, Bureau of Health Promotion and Education to apply for, accept and expend a grant of \$1,603,952 from the State Department of Health Services for Phase I and Phase II of the Tobacco Control Plan. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the May 30, 1990 meeting.

File 146-90-34

[Park and Open Space Fund]

Resolution concurring with the general recommendations on the Park and Open Space Fund for fiscal year 1990-91, reserving approval or disapproval on specific acquisitions. (Supervisor Gonzalez presented.) Referred to Finance Committee.

File 168-90-2

Referred to Board

[Newsracks - Columbus Ave.]

Resolution urging the Mayor to urge the Director of Public Works to review the number and location of newsracks on Columbus Avenue at Union Street and take whatever action is necessary to protect public safety and clear sidewalk access for pedestrians and transit riders. (Supervisor Alioto presented.) Referred to Board May 29, 1990 Immediate Adoption Calendar.

File 200-90-2

Referred to Committee

[Phase I and II Tobacco Control Plan and Budget]

Resolution authorizing adoption of the Phase I and II (Preliminary) Tobacco Control Plan and Budget. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the May 30, 1990 meeting.

File 221-90-1

[Use of Proposition 99 Funds]

Resolution urging the Mayor to use discretionary Proposition 99 (Tobacco Tax) funding for new and much needed health services as

Monday, May 21, 1990

outlined or similar to the services outlined by the Coalition for Proper Expenditure of Tobacco Tax Funds. (Supervisor Walker presented.) Referred to Finance Committee.

File 221-90-2

Referred to Committee

[Ballot Measure]

Charter amendment (First Draft) amending Section 3.510 relating to administrative departments under the Chief Administrative Officer, and by adding Part 24 creating a public works commission to manage the public works department. (Supervisor Walker presented.) Referred to Administration and Oversight Committee.

File 223-90-1

[Ballot Measure]

Draft Charter amendment (skeletal) amending Sections 3.600 through 3.699 relating to commissions and boards of the City and County. (Supervisor Walker presented.) Referred to Administration and Oversight Committee.

File 224-90-1

[Ballot Measure]

Charter amendment (First Draft) amending Section 4.105 creating a position of confidential secretary who shall be appointed, and at the pleasure be removed, by the Chief Adult Probation Officer. (Supervisors Hsieh, Alioto, Nelder presented.) Referred to Administration and Oversight Committee.

File 225-90-1

[Ballot Measure]

Charter amendment (First Draft) amending Sections 6.406, 7.300 and 7.305 providing for a revised method for the authorization and issuance of revenue bonds, including a reallocation of revenues, for the Port Commission of the City and County of San Francisco. (Supervisor Hallinan presented.) Referred to Administration and Oversight Committee.

File 226-90-1

[Ballot Measure]

Draft Charter amendment (skeletal) amending Sections 8.300 through 8.364 relating to Civil Service provisions. (Supervisor Walker presented.) Referred to Administration and Oversight Committee.

File 227-90-1

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[Ballot Measure]

Draft Charter amendment (skeletal) amending Section 8.311 relating to personnel policies regulating political activity of civil service employees and eligibles. (Supervisor Walker presented.) Referred to Administration and Oversight Committee.

File 228-90-1

[Ballot Measure]

Charter amendment (First Draft) amending Section 8.343 to allow the Police or Fire Commissions to refer discipline cases to a hearing officer. (Supervisor Hallinan presented.) Referred to Administration and Oversight Committee.

File 229-90-1

[Ballot Measure]

Draft Charter amendment (skeletal) amending Sections 8.400 through 8.452 relating to the compensation and other conditions of employment with the City and County. (Supervisor Walker presented.) Referred to Administration and Oversight Committee.

File 230-90-1

[Ballot Measure]

Draft Charter amendment (skeletal) amending Sections 8.500 through 8.588-15 relating to retirement benefits of employees of the City and County. (Supervisor Walker presented.) Referred to Administration and Oversight Committee.

File 231-90-1

[Ballot Measure]

Draft Charter amendment (skeletal) adding a section which shall supersede all inconsistent sections and create flexibility in the setting of all terms and conditions of employment, including but not limited to wages, hours and benefits. (Supervisor Walker presented.) Referred to Administration and Oversight Committee.

File 233-90-1

[Ballot Measure]

Draft Charter amendment (skeletal) adding Part 25 creating a transportation commission to manage a transportation department. (Supervisor Walker presented.) Referred to Administration and Oversight Committee.

File 234-90-1

[Ballot Measure]

Draft Charter amendment (First Draft) amending Sections 8.509, 8.511, 8.557, 8.559-13, 8.581, 8.584-10, 8.585-13, 8.586-13 and

Monday, May 21, 1990

8.588-13 regarding employment after retirement for miscellaneous and safety employees. (Supervisor Nelder presented.) Referred to Administration and Oversight Committee.

File 235-90-1

Requests for Hearings

File 100-90-5, by Supervisor Hongisto: To consider the proposed budget deficit facing the City and County of San Francisco. Referred to Finance Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to the Housing Authority regarding the status of eviction actions against Ms. Janelle Pierce who resides at 48 Harbor Road, and requesting that any eviction actions be postponed until the hearings on the Housing Authority are completed by the City Services Committee.

By Supervisors Kennedy and Nelder, that City Attorney prepare appropriate legislation to clarify Section 37(c)(1) of the Health Code.

By Supervisor Nelder, that City Attorney issue an opinion on their interpretation of Section 37(c)(1) of the Health Code.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Peter Cyr (Supervisor Hongisto)
Mark A. Richard (Supervisor Hallinan)

File 2-90-22

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 2:57 p.m. adjourned.

Monday, May 21, 1990

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 29, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

512170
Vol. 85

No. 22

TUESDAY, May 29, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Tuesday, May 29, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:08 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Ward - 6.

Noted absent at first roll call:

Supervisors Alioto, Hongisto, Hsieh, Maher, Walker - 5.

Quorum present.

Supervisor Alioto was noted present at 2:10 p.m.

Supervisor Hongisto was noted present at 3:02 p.m.

Supervisor Hsieh was noted present at 2:10 p.m.

Supervisor Maher noted present at 2:18 p.m.

Supervisor Walker excused, on official leave of absence.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Nelder, moved that the Journal of Proceedings for Tuesday, January 2, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Ward - 8.

Absent: Supervisors Hongisto, Maher, Walker - 3.

Tuesday, May 29, 1990

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Kennedy requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Passed for Second Reading as Amended

[Government Funding]

Ordinance appropriating \$40,000, Public Health, for medical service contract (Wellness Program) for fiscal year 1989-90; and placing \$40,000 in reserve. (Supervisor Walker)

File 101-89-134, Ordinance No.

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to amend Page one, line 13, by adding the following:

"Section 2. Placing \$40,000 in reserve to be released by the Finance Committee after departmental information is received."
(Title amended accordingly.)

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Ward - 8.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hongisto, Walker - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Tuesday, May 29, 1990

Finally Passed

[Government Funding]

Ordinance appropriating \$797,783, Controller - ISD, for permanent salaries and related mandatory fringe benefits, data processing/word processing professional services, data processing/word processing equipment maintenance, training and interdepartmental recovery, for the creation of one position. (Controller)

File 101-89-130, Ordinance No. 195-90

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Controller, reflecting the addition of one position (Classification A978 Senior Database Administrator); companion measure to File 101-89-130. (Civil Service Commission)

File 102-89-48, Ordinance No. 196-90

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$142,000, Controller, data processing/word processing equipment maintenance, rescinding \$81,000 from permanent salaries, \$31,000 from temporary salaries and \$30,000 from retirement benefits. (Controller)

File 101-89-131, Ordinance No.

Passed for second reading.

[Saddle Horse Lease]

Ordinance approving a five-year lease with Jay Barnes, dba Mather Saddle and Pack Station, for establishing and operating a professional saddle horse concession at Camp Mather, Tuolumne County, California. (Recreation and Park Department)

File 62-90-2, Ordinance No.

Passed for second reading.

Adopted

[Contracting Out City Services]

Resolution concurring with the Controller's certification that services of the Court Management System Coordinator can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Municipal Court)

Tuesday, May 29, 1990

File 25-90-13, Resolution No. 392-90

Adopted.

[Airport Administration]

Resolution approving a declaration of emergency, Airports Commission, emergency repair of 20-inch water main - north oxidation pond - \$91,875.00. (Airports Commission)

File 28-90-8, Resolution No. 393-90

Adopted.

[Lease of Real Property]

Resolution authorizing lease of real property at 1155 Market Street (portion of ground floor premises) to provide expanded office space for the Public Utilities Commission. (Real Estate Department)

File 64-90-10, Resolution No. 395-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services to accept and expend a grant in the amount of \$93,243 from the State of California, Department of Alcohol and Drug Programs as identified in its division of drug programs final allocation for fiscal year 1989-90 as "ADMS Special Projects/Fed. Cat #13.992/Mini-Grant/AIDS" to continue the provision of substance abuse treatment services to pregnant intravenous drug users and their families. (Mayor)

File 146-90-28, Resolution No. 401-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Central Administration, EMS Agency to apply for, accept and expend for a grant of \$47,600 from the State Emergency Medical Services Authority for a study of high dose epinephren and norepinephren in prehospital cardiac arrest victims. (Mayor)

File 146-90-29, Resolution No. 402-90

Adopted.

Tuesday, May 29, 1990

[Grant - Private Funds]

Resolution authorizing the Department of Public Health, Homeless Program, to accept and expend a grant of \$20,000 from Comic Relief, Inc., for services to homeless persons. (Mayor)

File 146-90-30, Resolution No. 403-90

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services acting as sub-grantee in collaboration with the University of California acting as prime grantee to accept and expend a grant in the amount of \$66,128 from the United States Department of Health and Human Services - Alcohol, Drug Abuse and Mental Health Administration to study the prevalence of human immunodeficiency virus among alcoholics seeking treatment. (Mayor)

File 146-90-31, Resolution No. 404-90

Adopted.

[Anti-Drug Abuse]

Resolution authorizing the Sheriff of the City and County to apply for, accept and expend funds in the amount of \$81,500 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco Sheriff's Drug Abatement Project". (Mayor)

File 152-90-1, Resolution No. 405-90

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Richard and Patricia Burke against the City and County by payment of \$7,500. (City Attorney).

File 45-90-15, Ordinance No.

(Superior Court No. 002-174.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation against the City and County by payment of \$20,650 in attorney fees to counsel of Allen Smith and Jan Francisco. (City Attorney)

Tuesday, May 29, 1990

File 45-90-16, Ordinance No.

(Superior Court No. 893-228 and Court of Appeal No. A043213.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim arising out of U.S.A. v. C.C.S.F., et al.; Davis, et al. v. C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated) by payment of \$10,000. (City Attorney).

File 48-90-8, Ordinance No.

Passed for second reading.

Recommendation of City Services Committee

Adopted

[Grant - Federal Funds]

Resolution approving the 1990 Five-Year Combined Road Plan Program (previously known as the Federal Aid Urban Program) in the City and County. (Department of Public Works)

File 87-90-1, Resolution No. 396-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

REGULAR CALENDAR

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$26,001, Superior Court, for rental of property for fiscal year 1989-90. (Controller)

Tuesday, May 29, 1990

File 101-89-43, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Ward - 8.

Absent: Supervisors Hongisto, Maher, Walker - 3.

Adopted

[Lease of Real Property]

Resolution authorizing lease of real property at 555 Polk Street for Superior Court to provide sufficient time to determine the costs for the City to renovate space for additional courtrooms; companion measure to File 101-89-43. (Real Estate Department)

File 64-90-9, Resolution No. 394-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Ward - 8.

Absent: Supervisors Hongisto, Maher, Walker - 3.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$196,104, Fire Department, for services of other departments - Central Shops (automotive repairs), for fiscal year 1989-90. (Controller)

File 101-89-132, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Ward - 8.

Absent: Supervisors Hongisto, Maher, Walker - 3.

Finally Passed

[Governmental Funding]

Ordinance appropriating \$2,600,000, Department of Social Services, for adoption aid and foster care, for fiscal year 1989-90; providing for ratification of action previously taken; an emergency measure. (Supervisor Walker)

File 101-89-135.1, Ordinance No. 194-90

Finally passed by the following vote:

Tuesday, May 29, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$582,088, Department of Social Services, for professional and special services and data/word processing professional services, for fiscal year 1989-90; providing for ratification of action previously taken; placing \$60,000 in reserve. (Supervisor Walker)

File 101-89-140, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Ward - 8.

Absent: Supervisors Hongisto, Maher, Walker - 3.

Passed for Second Reading as Amended

[Animal Care & Control Department]

Ordinance amending Administrative Code, relating to Cash Difference Fund and Overage Fund, to add employees of the Animal Care and Control Department. (Chief Administrative Officer)

File 97-90-22, Ordinance No.

(Amends Section 10.88.)

Supervisor Kennedy, seconded by Supervisor Ward, moved to amend page three, line 15, after "Section.", by adding "Before issuing or amending any rules or regulations, the Treasurer shall provide a thirty day public comment period by providing published notice in an official newspaper of general circulation in the City of the intent to issue or amend the rules or regulations."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Ward - 8.

Absent: Supervisors Hongisto, Maher, Walker - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Ward - 8.

Absent: Supervisors Hongisto, Maher, Walker - 3.

Tuesday, May 29, 1990

Adopted

(Supervisor Maher dissenting in Committee.)

[Proposition 115: Speedy Trial Initiative]
Resolution opposing the passage of Proposition 115, the Crime Victims' Justice Reform Act (Speedy Trial Initiative), on the June 1990 California Ballot. (Supervisors Walker and Alioto)

File 12-90-19, Resolution No. 390-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Ward - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Hongisto, Walker - 2.

Adopted as Amended

[Grant-Anti-Drug Abuse]
Resolution authorizing the Chief Adult Probation Officer of the City and County to apply for and accept funds in the amount of \$121,050 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco Adult Probation's Drug Abatement Project". (Mayor)

File 130-90-3, Resolution No. 397-90

Supervisor Kennedy, seconded by Supervisor Maher, moved to amend page one, line 28, after "shall" by inserting the word "be" and page two, line 7, by deleting "and expend".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

Adopted

[Grant-Anti-Drug Abuse]
Resolution authorizing the District Attorney of the City and County to apply for and accept funds in the amount of \$212,770 made available through the Office of Criminal Justice Planning for a

Tuesday, May 29, 1990

project entitled "San Francisco District Attorney's Drug Abatement Project". (Mayor)

File 138-90-1. Resolution No. 398-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

[Grant-Anti-Drug Abuse]

Resolution authorizing the Chief of Police of the City and County to apply for and accept funds in the amount of \$45,000 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco Drug Education and Abatement Project" and agreeing to provide cash match in the amount of \$45,000. (Mayor)

File 143-90-1. Resolution No. 399-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

[Grant-Anti-Drug Abuse]

Resolution authorizing the Chief of Police of the City and County to apply for and accept funds in the amount of \$15,268 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco Police Department's Drug Abatement Project". (Mayor)

File 143-90-2. Resolution No. 400-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

Recommendations of City Services Committee

Adopted

[Permits]

Resolution granting revocable permission to Saint Francis Memorial Hospital to install two P.G. & E. underground transformer vaults

Tuesday, May 29, 1990

under the sidewalk area of south side of Bush Street, east of Hyde Street, fronting 1199 Bush Street; and adopting finding pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 10-90-2, Resolution No. 389-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

[Street Vacation]

Resolution declaring intention of Board of Supervisors to vacate a portion of Eagle Street between Yukon and Mono Streets; and setting July 2, 1990 as the hearing date for all persons interested in the proposed vacation. (Department of Public Works)

File 164-90-2, Resolution No. 406-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

[Street Artists]

Resolution designating two selling spaces on Leavenworth Street, west side, Beach to Jefferson Streets, for street artists certified by the Art Commission and exempting said spaces from the regulation prohibiting selling within twelve feet from the outer edge of any entrance to any building; designating February 1, 1991 as the termination date for spaces. (Supervisor Walker)

File 169-90-1, Resolution No. 407-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Hongisto, Walker - 2.

[Mileage of Maintained County Roads]

Resolution requesting the State of California to increase by 0.5 miles to 850.40 miles the number of miles of maintained county roads in San Francisco; repealing Resolution 860-85. (Department of Public Works)

File 218-90-1, Resolution No. 409-90

Tuesday, May 29, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Ward - 8.

Noes: Supervisor Kennedy - 1.

Absent: Supervisors Hongisto, Walker - 2.

Recommendation of Economic and Social Policy Committee

Passed for Second Reading

(Supervisor Kennedy dissenting in Committee.)

[Moratorium - Residential Parking Permit Approvals]
Ordinance establishing a temporary moratorium on additional residential parking permit area designations and expansions, through August 31, 1990, in order to allow the City and County to evaluate the City's Residential Permit Parking Program. (Supervisors Gonzalez, Hsieh, Alioto, Ward)

File 40-90-1. Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Ward - 6.

Noes: Supervisors Britt, Kennedy, Nelder - 3.

Absent: Supervisors Alioto, Walker - 2.

COMMITTEE REPORTS

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Transportation Authority Advance]
Ordinance amending the administrative provisions of the Annual Appropriation Ordinance for the fiscal year ending June 30, 1990 to add Section 30 thereto, to authorize the Controller to advance funds to the San Francisco County Transportation Authority and to recover interest forgone by the City.

File 101-89-141. Ordinance No.

Supervisor Britt presented as a recommendation of Committee.

Passed for second reading by the following vote:

Tuesday, May 29, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

[Transportation Authority Services]

Ordinance amending Part I, Chapter 16 of the San Francisco Administrative Code by adding Section 16.9-30, authorizing officers of the City and County of San Francisco to agree to provide services to the San Francisco County Transportation Authority and enter into hold harmless agreements with the Authority.

File 97-90-23, Ordinance No.

Supervisor Britt presented as a recommendation of Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

[Grant Application]

Ordinance amending Part I, Chapter 10 of San Francisco Administrative Code Section 10.170 thereof, to exclude the application for funds from the San Francisco County Transportation Authority from the provisions of Section 10.170.

File 97-90-24, Ordinance No.

Supervisor Britt presented as a recommendation of Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 9.

Absent: Supervisors Nelder, Walker - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dianne Poole;
Peter DuMont;
Rev. David Dumcombe;
Al Boudreaux.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require any of these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) are required.

Adopted

[County Health Services/AB 8 Program]
Resolution urging Governor Deukmejian to refrain from implementing \$173 million dollars in proposed cuts in the California Fiscal Year 1990-91 budget for the County Health Services/AB 8 Program.
(Supervisors Walker, Kennedy, Hallinan, Hongisto)

File 12-90-20, Resolution No. 391-90

(May 21, 1990 - Introduced in Board for consideration on
May 29, 1990.)

Adopted.

[Newsracks - Columbus Avenue]
Resolution urging the Mayor to urge the Director of Department of Public Works to review the number and location of newsracks on Columbus Avenue at Union Street and take whatever action is necessary to protect public safety and clear sidewalk access for pedestrians and transit riders. (Supervisor Alioto)

File 200-90-2, Resolution No. 408-90

(May 21, 1990 - Introduced in Board for consideration on
May 29, 1990.)

Adopted.

The foregoing items were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy,
Ward - 6.

Absent: Supervisors Gonzalez, Hongisto, Maher, Nelder,
Walker - 5.

Tuesday, May 29, 1990

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-23, Resolution No. 418-90

(Mayor Art Agnos, May 29 - June 1; Jim Gonzalez, member, Board of Supervisors, May 29 - June 1; Alan D. Becker, Trustee, War Memorial Board of Trustees, May 16 - 29; Sherri Chiesa, member, Public Utilities Commission, June 30 - July 15; Rina Cutler, Executive Director, Parking and Traffic Commission, May 24 - 29; Esther Y. Marks, Vice President, Board of Permit Appeals, May 23 - 29; Frances McAteer, member, Recreation & Park Commission, June 18 - 25; Harry S. Parker, III, Director, Fine Arts Museums, June 20 - 28; Richard Sanchez, M.D., M.P.H., member, Health Commission, June 5 - August 1; Paul Wartelle, member, Redevelopment Agency, May 25 - June 3 and June 6 - 7; Claire Zvanski, member, Health Service System, June 24 - 27, 1990.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of Washburn Street, Thursday, May 31, 1990, from 4:00 p.m. to Midnight, for grand opening of Guitar Center. (Supervisor Maher)

File 42-90-18, Resolution No. 413-90

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

[Shriners' Hospital]

Resolution expressing the Board of Supervisors' support for retaining Shriners' Hospital in San Francisco.

File 4-90-20, Resolution No. 411-90

Supervisor Hsieh presented for immediate adoption.

Adopted.

[Acceptance of Gift]

Resolution accepting gift from PG&E of picture database, a computer system, valued in an amount in excess of \$25,000; thanking PG&E for its gift.

File 38-90-7, Resolution No. 412-90

Supervisor Hongisto presented for immediate adoption.

Adopted.

[Settlement of Civil Lawsuit]

Resolution authorizing settlement of litigation regarding interns and residents serving at San Francisco General Hospital.

File 46-90-12, Resolution No. 414-90

Supervisor Britt presented for immediate adoption.

Adopted.

[Summer Food Program for Needy Children]

Resolution authorizing the Mayor to apply for, accept and expend \$975,000 from the United States Department of Agriculture for a summer food service program for needy children.

File 68-90-8, Resolution No. 461-90

Supervisor Hongisto presented for immediate adoption.

Adopted.

[Anti-Crack and Crime Patrol]

Resolution recognizing the effectiveness of on-site anti-crime and anti-crack patrols at Holly Courts and Head and Randolph Public Housing installations; urging the Mayor to take all necessary and appropriate steps to ensure continuation of that program by urging the San Francisco Housing Authority and San Francisco Police Department to provide for appropriate and adequate funding; urging the Mayor to take the necessary and appropriate action to see that other similarly funded and conducted anti-crime and anti-crack patrols are created to assure the same or similar programs in every other public housing installation where crime and crack create problems.

File 237-90-1, Resolution No. 415-90

Supervisor Nelder presented for immediate adoption.

Adopted.

Tuesday, May 29, 1990

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Ward - 7.

Absent: Supervisors Hongisto, Maher, Nelder, Walker - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Government Funding]

Ordinance appropriating \$4,218,400 for capital improvement project (Polk-Bush Garage), Parking Authority for fiscal year 1989-90. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the June 6, 1990, meeting.

File 101-89-156

[General Assistance - Income Disregard]

Ordinance amending the San Francisco Administrative Code, General Assistance Program, by amending Section 20.57 to permit the General Manager of the San Francisco Department of Social Services to institute an income disregard program when determining eligibility and grant amounts of general assistance clients who have wage earnings as defined herein. (Supervisor Walker presented.) Referred to City Services Committee.

File 97-90-28

[Animal Permits]

Ordinance amending Part II, Chapter V of the San Francisco Municipal Code (Health Code) by amending Section 37 to change the restrictions on places of business selling animals. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 118-90-3

[Parking Fines]

Ordinance amending Article 3 of the San Francisco Traffic Code by amending Section 38.F thereof, relating to fines for parking violations in a specified area of the City. (Supervisor Walker presented.) Referred to Economic and Social Policy Committee.

File 124-90-3

[Double Parking - Metropolitan Traffic District]

Ordinance amending Part II, Chapter XI, San Francisco Municipal Code (Traffic Code) by adding thereto, Sections 29 and 29.1, prohibiting double parking on designated streets in the Metropolitan Traffic District and establishing fines for violation of the prohibition, and amending Section 71b to authorize the towing of such double parked vehicles. (Supervisor Ward presented.) Referred to Economic and Social Policy Committee.

File 125-90-4

[Condominium Conversions]

Draft ordinance amending Part II, Chapter XIII of the San Francisco Municipal Code (Subdivision Code) by amending Section 1396 thereto to provide for certain exceptions. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 126-90-1

[Condominium Conversion of Certain Multi-unit Buildings]

Draft ordinance amending and supplementing Part II, Chapter XIII of the San Francisco Municipal Code (Subdivision Code) by adding Section 1396B thereto to permit conversion of certain larger buildings. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 126-90-2

[Star Alliance Universal Declaration of Peace]

Resolution endorsing the universal declaration of peace of the Star Alliance Foundation. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 4-90-19

Referred to Committee

[Redevelopment Agency Budget]

Resolution approving an interim budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 1990-91. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the June 6, 1990, meeting.

File 161-90-5

Referred to Committee

[Embarcadero Freeway Replacement]

Resolution endorsing the replacement of the damaged Embarcadero Freeway with an interim surface roadway while the planning, funding and analysis for the subsurface road is prepared. (Supervisor Maher presented.) Referred to Economic and Social Policy Committee with request it be considered at the June 14, 1990, meeting.

Tuesday, May 29, 1990

File 272-90-4

Requests for Hearings

File 18-90-12. By Supervisor Nelder: To consider the placement of stop signs at the northwest side of Laguna Street and the southeast side of Laguna where they intersect with Cleary Court. Referred to Economic and Social Policy Committee.

File 20-90-9. By Supervisor Ward: To consider Department of Public Works Order No. 154,563 (traffic regulations, various locations). Referred to Economic and Social Policy Committee.

File 238-90-1. By Supervisors Ward and Britt: To consider the procedures of the Office of Citizens Complaint and the Police Commission. Referred to City Services Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to Mark Frost and David Lynch, Executive Producers, and Robert Iger, President of ABC Entertainment, expressing the Board of Supervisors' dismay at the blood sharing incident depicted on the last episode of the television program "Twin Peaks"; and urging them to provide some form of public service announcement stressing the health risks associated with exchanging blood.

By Supervisor Kennedy, that letter be sent to the Superintendent of Public School Instruction, Ramon Cortines, inquiring whether the concerns raised in a letter dated May 14, 1990, from Karl Durante and others to Mr. Peter Strauss may be addressed regarding student misconduct and requesting that a copy of the response be forwarded to Karl J. Durante.

By Supervisor Kennedy, that letter be sent to the General Manager of the Public Utilities Commission, Thomas Elzey, inquiring whether the concerns raised in a letter dated May 14, 1990, from Karl Durante and others to Mr. Peter Strauss may be addressed regarding student misconduct and requesting that a copy of the response be forwarded to Karl J. Durante.

By Supervisor Kennedy, that letter be sent to the President of the Art Commission inquiring whether the Board of Supervisors may be provided with budgets for all four (4) Cultural Centers under the jurisdiction of the Art Commission.

By Supervisor Kennedy, that letter be sent to the Director, Animal Control and Welfare Commission, inquiring why duplicates or copies of the papers signed by a donor when an animal is turned over to the department are not available to that donor.

By Supervisor Kennedy, that City Attorney draft legislation requiring that all bars installed for windows of residential units

Tuesday, May 29, 1990

be equipped with an emergency release on the inside, so that residents will not be trapped in the event of emergencies.

By Supervisor Walker, that letter be sent to the Chief of Police requesting information regarding the number of parking violations (penalty red, green, white and blue zones) in the Fisherman's Wharf Area (bounded by Van Ness Avenue, Francisco Street and the Bay of San Francisco) as compared to other parts of the City.

By Supervisor Ward, that City Attorney draft legislation revising Section 202(h)(9) of the Building Code.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Yick Wong (Entire Board)

File 2-90-23

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:56 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Tuesday, May 29, 1990

Approved by the Board of Supervisors on November 5, 1990

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

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No. 23

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Journal of Proceedings Board of Supervisors

City and County of San Francisco

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Monday, June 4, 1900

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, June 4, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date.

CALLING THE ROLL

In the absence of President Harry G. Britt, the meeting was called to order at 2:04 p.m. by the Clerk. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Noted absent at first roll call:

Supervisors Britt, Gonzalez, Hongisto, Maher, Ward - 5.

Quorum present.

Supervisor Britt excused from attendance. (See infra.)

Supervisor Gonzalez was noted present at 2:10 p.m.

Supervisor Hongisto was noted present at 3:00 p.m.

Supervisor Maher was noted present at 2:11 p.m.

Supervisor Ward was noted present at 2:13 p.m.

Election of President Pro Tempore

Following roll call of attendance by the Clerk, Supervisor Nelder, seconded by Supervisor Hallinan, moved that Supervisor Kennedy be appointed President Pro Tempore.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Britt, Gonzalez, Hongisto, Maher, Ward - 5.

Monday, June 4, 1990

Supervisor Kennedy thereupon assumed the Chair.

Supervisor Britt Excused

The Clerk announced that President Britt indicated he will be late and requested to be excused until his arrival.

Supervisor Walker, seconded by Supervisor Nelder, moved to excuse Supervisor Britt from attendance until his arrival.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Britt, Gonzalez, Hongisto, Maher, Ward - 5.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Nelder, seconded by Supervisor Walker, moved that the Journals of Proceedings for Monday, January 8 and Tuesday, January 16, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Britt, Gonzalez, Hongisto, Maher, Ward - 5.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$26,001, Superior Court, for rental of property for fiscal year 1989-90. (Controller)

File 101-89-43, Ordinance No. 205-90

Finally passed.

[Government Funding]

Ordinance appropriating \$142,000, Controller, data processing/word

Monday, June 4, 1990

processing equipment maintenance, rescinding \$81,000 from permanent salaries, \$31,000 from temporary salaries and \$30,000 from retirement benefits. (Controller)

File 101-89-131, Ordinance No. 206-90

Finally passed.

[Government Funding]

Ordinance appropriating \$196,104, Fire Department, for services of other departments - Central Shops (automotive repairs), for fiscal year 1989-90. (Controller)

File 101-89-132, Ordinance No. 207-90

Finally passed.

[Saddle Horse Lease]

Ordinance approving a five-year lease with Jay Barnes, dba Mather Saddle and Pack Station, for establishing and operating a professional saddle horse concession at Camp Mather, Tuolumne County, California. (Recreation and Park Department)

File 62-90-2, Ordinance No. 201-90

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$125,000, Cleanwater Program, for professional and special services contract (Wastewater Reclamation Program). (Controller)

File 101-89-137, Ordinance No.

Passed for second reading.

Adopted

[Emergency Work]

Resolution authorizing the Fire Department to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work by removing two skywalks located above Fire Station No. 1, 416 Jessie Street, due to their potential collapse hazard. (Fire Department)

File 28-90-9, Resolution No. 424-90

Adopted.

Monday, June 4, 1990

[Employee Replacement]

Resolution approving immediate filling of a vacated position of 1654 Principal Accountant, Treasurer-Tax Collector, Treasury Division.
(Treasurer-Tax Collector)

File 31-90-5, Resolution No. 420-90

Adopted.

[Acceptance of Gift]

Resolution authorizing the Police Department to accept the gift of a 1989 Ford Clubwagon, valued at \$14,732.00. (Police Commission)

File 38-90-5, Resolution No. 419-90

Adopted.

[Lease of Property]

Resolution authorizing lease of real property at 1625 Van Ness Avenue for the Department of Social Services, Child Welfare Division. (Real Estate Department)

File 64-90-11, Resolution No. 428-90

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Public Health Services WIC Program to apply for, accept and expend a grant of \$975,316 from the State Department of Health Services for nutrition education and supplemental food for fiscal year 1990-91.
(Mayor)

File 146-90-33, Resolution No. 430-90

Adopted.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Richard and Patricia Burke against the City and County by payment of \$7,500.
(City Attorney).

File 45-90-15, Ordinance No. 198-90

(Superior Court No. 002-174.)

Monday, June 4, 1990

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation against the City and County by payment of \$20,650 in attorney fees to counsel of Allen Smith and Jan Francisco. (City Attorney)

File 45-90-16, Ordinance No. 199-90

(Superior Court No. 893-228 and Court of Appeal No. A043213.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim arising out of U.S.A. v. C.C.S.F., et al.; Davis, et al. v. C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated) by payment of \$10,000. (City Attorney).

File 48-90-8, Ordinance No. 200-90

Finally passed.

Recommendations of Economic and Social Policy Committee

Adopted

[Stop Intersections]

Resolution designating certain intersections as Stop intersections, various streets. (Economic and Social Policy Committee)

File 18-90-10, Resolution No. 421-90

(Stop Signs - Establish

Edgar Place and Niagara Avenue, southeast corner, stopping northbound Edgar Place traffic;

Garcia Avenue and Vasquez Avenue, southeast and northwest corners, stopping Garcia Avenue traffic;

Randall Street and Whitney Street, northeast and southwest corners, stopping eastbound Randall Street and southbound Whitney Street traffic (makes this an all-way Stop).

Adopted.

[Parking Regulations]

Resolution enacting parking regulations on Cosmo Place. (Economic and Social Policy Committee)

Monday, June 4, 1990

File 19-90-5, Resolution No. 422-90

(Tow-Away, No Parking Anytime - Establish

Cosmo Place, both sides, between Jones Street and Ophir Alley;
Cosmo Place, both sides, between Trader Vic Alley and Taylor
Street.)

Adopted.

[Traffic Regulations]

Resolution enacting traffic regulations on Army Street. (Economic
and Social Policy Committee)

File 20-90-6, Resolution No. 432-90

(No U-turn - Establish

Army Street, westbound, at Bryant Street;
Army Street, westbound, at Alabama Street;
Army Street, westbound, at Harrison Street;
Army Street, westbound, at York Street.)

Adopted.

[Parking of Vehicles]

Resolution extending boundaries of Residential Permit Parking Area
"T" in the Forest Hill area and adding Alton Avenue, between
Castenada Avenue and Pacheco Street, both sides, to the list of
streets upon which time limitations shall apply. (Department of
Public Works)

File 40-90-4, Resolution No. 425-90

Adopted.

[Parking of Vehicles]

Resolution extending boundaries of Residential Permit Parking Area
"T" in the Forest Hill area to include Garcia Avenue, between
Hernandez Avenue and Merced Avenue, both sides and Vasquez Avenue
between Hernandez Avenue and Kensington Way. (Supervisor Nelder)

File 40-90-7, Resolution No. 426-90

Adopted.

[Parking of Vehicles]

Resolution revising the parking time limitations of Residential
Permit Parking Area "H" in the Lakeside area which shall apply on
Lunado Way, between Holloway and Estero Avenues, both sides.
(Department of Public Works)

Monday, June 4, 1990

File 40-90-8, Resolution No. 427-90

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Britt, Gonzalez, Hongisto, Maher, Ward - 5.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$40,000, Public Health, for medical service contract (Wellness Program) for fiscal year 1989-90, and placing \$40,000 in reserve. (Supervisor Walker)

File 101-89-134, Ordinance No. 208-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Britt, Gonzalez, Hongisto, Maher, Ward - 5.

[Government Funding]

Ordinance appropriating \$582,088, Department of Social Services, for professional and special services and data/word processing professional services, for fiscal year 1989-90; providing for ratification of action previously taken; placing \$60,000 in reserve. (Supervisor Walker)

File 101-89-140, Ordinance No. 209-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Britt, Gonzalez, Hongisto, Maher, Ward - 5.

Monday, June 4, 1990

[Animal Care and Control Department]
Ordinance amending Administrative Code, relating to Cash Difference Fund and Overage Fund, to add employees of the Animal Care and Control Department. (Chief Administrative Officer)

File 97-90-22, Ordinance No. 202-90

(Amends Section 10.88.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Britt, Gonzalez, Hongisto, Maher, Ward - 5.

Recommendations of Administration and Oversight Committee

Finally Passed

[Transportation Authority Advance]
Ordinance amending administrative provisions of the Annual Appropriation Ordinance for the fiscal year ending June 30, 1990 to add Section 30 thereto, to authorize the Controller to advance funds to the San Francisco County Transportation Authority and to recover interest foregone by the City. (Supervisor Britt)

File 101-89-141, Ordinance No. 210-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 7.

Absent: Supervisors Britt, Hongisto, Maher, Ward - 4.

[Transportation Authority Services]
Ordinance amending Administrative Code, authorizing officers of the City and County to agree to provide services to the San Francisco County Transportation Authority and enter into hold harmless agreements with the Authority. (Supervisor Britt)

File 97-90-23, Ordinance No. 203-90

(Adds Section 16.9-30.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 7.

Absent: Supervisors Britt, Hongisto, Maher, Ward - 4.

Monday, June 4, 1990

[Grant Application]

Ordinance amending Administrative Code, to exclude the application for funds from the San Francisco County Transportation Authority from the provisions of Section 10.170; companion measure to Files 101-89-141 and 97-90-23. (Supervisor Britt)

File 97-90-24, Ordinance No. 204-90

(Amends Section 10.170.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 8.

Absent: Supervisors Britt, Hongisto, Ward - 3.

Recommendation of Economic and Social Policy Committee

Finally Passed

(Supervisor Kennedy dissenting in Committee.)

[Moratorium - Residential Parking Permit Approvals]

Ordinance establishing a temporary moratorium on additional residential parking permit area designations and expansions, through August 31, 1990, in order to allow the City and County to evaluate the City's Residential Permit Parking Program. (Supervisors Gonzalez, Hsieh, Alioto, Ward)

File 40-90-1, Ordinance No. 197-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Maher, Ward - 6.

Noes: Supervisors Kennedy, Nelder, Walker - 3.

Absent: Supervisors Britt, Hongisto - 2.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$33,613, Department of Public Health, for permanent salaries-miscellaneous and related mandatory fringe benefits, travel, telephone, materials and supplies, rental of

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property and data processing/word processing equipment; for the creation of four positions, for fiscal year 1989-90; placing \$17,255 in reserve. (Controller)

File 101-89-128, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Britt, Hongisto - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Department of Public Health, Central Office, reflecting the addition of four positions; companion measure to File 101-89-128. (Civil Service Commission)

File 102-89-47, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Britt, Hongisto - 2.

[Government Funding]

Ordinance appropriating \$2,536,945, Fire Department, for permanent salaries - uniform and extended work week and reducing \$1,000,000 from permanent salaries-miscellaneous and Retirement - City uniform. (Controller)

File 101-89-136, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Britt, Hongisto - 2.

[Lease of Medical Research Site]

Ordinance authorizing and approving lease of a portion of the first floor Building 100 at San Francisco General Hospital to the Regents of the University of California. (Real Estate Department)

File 65-90-1, Ordinance No.

Passed for second reading by the following vote:

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Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Britt, Hongisto - 2.

Amended; Consideration Continued

[Event Notification]

Ordinance amending Municipal Code, Part III, to require every person, firm or corporation engaged in the business of renting or letting rooms to notify the Tax Collector of the exhibition and sale of goods, wares and merchandise by a transient merchant as defined in Section 251 of this article. (Supervisor Kennedy)

File 127-89-7, Ordinance No.

(Adds Section 251.1.)

Supervisor Hallinan, seconded by Supervisor Nelder, moved to amend page one, line 19 by adding "knowingly" before "rents".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Britt, Hongisto - 2.

Supervisor Kennedy, seconded by Supervisor Nelder, moved to continue consideration to June 11, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Britt, Hongisto - 2.

Adopted

[County Fair and its Budget]

Resolution authorizing San Francisco County Fair to be held in 1990; and approving budget and authorizing approval of premium schedule. (Recreation and Park Department)

File 86-90-1, Resolution No. 429-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Britt, Hongisto - 2.

Monday, June 4, 1990

Adopted as Amended

[Zoo Admission Fees]

Resolution urging the Mayor to urge the Recreation and Park Commission to reconsider increasing the admission fee at the zoo, and to explore other avenues of revenue. (Supervisors Hallinan, Nelder, Maher)

File 193-90-10, Resolution No. 432-90

Supervisor Hallinan, seconded by Supervisor Nelder, moved to amend by adding new Resolved clause entitled "That the Board of Supervisors of the City and County of San Francisco hereby urges the Mayor to urge the Recreation and Park Commission to reconsider the decision to increase San Francisco Zoo fees, and to consider issuance of free Zoo passes to San Francisco school students and senior citizens, and explore other avenues of revenue to make up for the drop in Zoo income."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Kennedy, Maher, Nelder - 6.

Noes: Supervisors Walker, Ward - 2.

Absent: Supervisors Britt, Hongisto, Hsieh - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 6.

Noes: Supervisors Kennedy, Walker, Ward - 3.

Absent: Supervisors Britt, Hongisto - 2.

Adopted

[Phase I and II Tobacco Control Plan and Budget]

Resolution authorizing adoption of the Phase I and II (Preliminary) Tobacco Control Plan and Budget. (Supervisor Walker)

File 221-90-1, Resolution No. 433-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Noes: Supervisor Walker - 1.

Absent: Supervisors Britt, Hongisto - 2.

Monday, June 4, 1990

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Community Public Health, Bureau of Health Promotion and Education to apply for, accept and expend a grant of \$1,603,952 from the State Department of Health Services for Phase I and Phase II of the Tobacco Control Plan. (Supervisor Walker)

File 146-90-34, Resolution No. 431-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Noes: Supervisor Walker - 1.

Absent: Supervisors Britt, Hongisto - 2.

Recommendations of Finance Committee

Consideration Continued

[Water Rates - Finding]

Resolution making a finding that no tax subsidy will be required by the Water Department by reason of approval of a proposed schedule of rates to be charged by the Water Department for retail water service in San Francisco and suburban areas. (Public Utilities Commission)

File 142-90-1, Resolution No.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to June 11, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Absent: Supervisors Britt, Hongisto, Walker - 3.

(Only one of the following two resolutions should be adopted.)

[Water Rates]

Resolution approving revised schedule of rates to be charged by the Water Department for retail water service in San Francisco and suburban areas. (Finance Committee)

File 142-90-1.2, Resolution No.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to June 11, 1990.

Monday, June 4, 1990

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Absent: Supervisors Britt, Hongisto, Walker - 3.

From Finance Committee
With Recommendation "DO NOT PASS"

Consideration Continued

[Water Rates]

Resolution disapproving revised schedule of rates to be charged by the San Francisco Water Department for retail water service in San Francisco and suburban areas. (Public Utilities Commission)

File 142-90-1.1, Resolution No.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to June 11, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Absent: Supervisors Britt, Hongisto, Walker - 3.

Recommendations of Finance Committee

Consideration Continued

[Water Rates - Finding]

Resolution making a finding that no tax subsidy will be required by the Water Department by reason of approval of a proposed revised schedule of rates to be charged by the Water Department for water supplied to its suburban resale customers. (Public Utilities Commission)

File 142-90-2, Resolution No.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to June 11, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Absent: Supervisors Britt, Hongisto, Walker - 3.

(Only one of the following two resolutions should be adopted.)

Monday, June 4, 1990

[Water Rates]

Resolution approving revised schedule of rates to be charged by the Water Department for water service and water supplied to its suburban resale customers. (Finance Committee)

File 142-90-2.2, Resolution No.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to June 11, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Absent: Supervisors Britt, Hongisto, Walker - 3.

From Finance Committee
With Recommendation "DO NOT PASS"

Consideration Continued

[Water Rates]

Resolution disapproving revised schedule of rates to be charged by the San Francisco Water Department for water services and water supplied to its suburban resale customers. (Public Utilities Commission)

File 142-90-2.1, Resolution No.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to June 11, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Absent: Supervisors Britt, Hongisto, Walker - 3.

Recommendations of Finance Committee

Consideration Continued

[Water Rates - Findings]

Resolution making a finding that no tax subsidy will be required by the Water Department by reason of approval of a proposed revised schedule of rates to be charged by the Water Department for water use in excess of allotment. (Public Utilities Commission)

File 142-90-3, Resolution No.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to June 11, 1990.

Monday, June 4, 1990

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Absent: Supervisors Britt, Hongisto, Walker - 3.

(Only one of the following two resolutions should be adopted.)

[Water Rates]

Resolution approving revised schedule of rates to be charged by the Water Department for water use in excess of allotment. (Finance Committee)

File 142-90-3.2, Resolution No.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to June 11, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Absent: Supervisors Britt, Hongisto, Walker - 3.

From Finance Committee
With Recommendation "DO NOT PASS"

Consideration Continued

[Water Rates]

Resolution disapproving revised schedule of rates to be charged by the Water Department for water use in excess of allotment. (Public Utilities Commission)

File 142-90-3.1, Resolution No.

Supervisor Nelder, seconded by Supervisor Maher, moved to continue consideration to June 11, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Absent: Supervisors Britt, Hongisto, Walker - 3.

Recommendations of Economic and Social Policy Committee

Passed for Second Reading

Monday, June 4, 1990

[Tour Bus Ban on Bay Street]

Ordinance amending Police Code, regulating motor vehicles for hire, banning the operation of passenger-carrying commercial motor vehicles on Bay Street between Baker and Lyon Streets. (Department of Public Works)

File 121-90-2.. Ordinance No.

(Adds Section 1183.18.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Absent: Supervisors Britt, Hongisto, Walker - 3.

Consideration Continued

[Public Inebriates Policy]

Resolution urging the Mayor to urge the Health Commission, the Police Commission and the Sheriff to extend for public inebriates who are charged with "drunk in public" (Section 647F of the Penal Code) a community-based social model detoxification and treatment program with medical accessibility for the acute and long term care of these clients. (Supervisor Walker)

File 219-90-1. Resolution No.

Supervisor Nelder, seconded by Supervisor Hsieh, moved to continue consideration to June 18, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 7.

Absent: Supervisors Britt, Gonzalez, Hongisto, Walker - 4.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of all persons interested in or objecting to the approval of the Redevelopment Plan of the South of Market Earthquake Recovery Redevelopment Project Area.

File 185-90-2

The following persons were granted privilege of the floor.

Dino Di Donato;
Sharleen McCain;

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Leslie Goyette;
Denny Loomis;
John Eberling;
Ed Igumin;
Rick Sorro;
Jennifer Spangler;
Isabel Ugatand
Edward Helfeld.

From the Redevelopment Agency

* Passed for Second Reading as Amended

[South of Market Redevelopment Plan]

Ordinance approving and adopting the Redevelopment Plan of the South of Market Earthquake Recovery Redevelopment Project Area ((, declaring this ordinance to be an emergency ordinance, and stating the reasons therefor)). (Redevelopment Agency)

File 185-90-2, Ordinance No.

Supervisor Walker, seconded by Supervisor Nelder, moved to amend the title and text by deleting the emergency provision.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Britt - 1.

Supervisor Maher, seconded by Supervisor Hsieh, moved to continue consideration to July 16, 1990.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Alioto, Hsieh, Maher - 3.

Noes: Supervisors Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker - 6.

Absent: Supervisors Britt, Ward - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker - 7.

Noes: Supervisors Hsieh, Maher - 2.

Absent: Supervisors Britt, Ward - 2.

Monday, June 4, 1990

COMMITTEE REPORT

Recommendation of Economic and Social Policy Committee

Passed for Second Reading as Amended

[Prevailing Wages]

Ordinance amending Administrative Code, requiring all contractors for health care services to pay prevailing wages to persons providing support services, adopting definitions, setting procedure for determining prevailing wage rates, binding subcontractors, requiring records, and setting penalties for non-compliance. (Supervisors Hongisto, Walker, Britt, Hallinan, Nelder, Alioto, Ward, Kennedy, Maher, Gonzalez)

File 97-90-26, Ordinance No.

(Adds Sections 6.56 through 6.62.)

Supervisor Ward presented as a recommendation of Committee.

Supervisor Hsieh Excused from Voting

Supervisor Hsieh, seconded by Supervisor Nelder, moved to excuse Supervisor Hsieh from voting.

Motion to excuse Supervisor Hsieh from voting on subject legislation adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Britt, Ward - 2.

Supervisor Hongisto, seconded by Supervisor Walker, moved an amendment to the whole bearing same title.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 8.

Excused: Supervisor Hsieh - 1.

Absent: Supervisors Britt, Ward - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker - 8.

Excused: Supervisor Hsieh - 1.

Monday, June 4, 1990

Absent: Supervisors Britt, Ward - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:
Prince Arcadia.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-23, Resolution No. 418-90

(Harry G. Britt, President, Board of Supervisors, May 30 - June 4; Willie B. Kennedy, member, Board of Supervisors, June 5 - 10; Peter Ashe, member, Retirement Board, May 19 - 23; Gordon Chin, member, Public Utilities Commission, May 13 - 15 and June 5 - 10; Cleo Donovan, member, Civil Service Commission, May 1 - 4; Robert H. Feldman, Executive Director, Board of Permit Appeals; May 26 - 29 and June 7 - 17; Leonard Graff, member, Human Rights Commission, May 19 - 21; Mrs. Walter A. Hass, Jr., Trustee, War Memorial Board of Trustees, May 18 - June 6; Michael P. Huerta, Executive Director, Port, May 12 - 25; Pius Lee, member, Police Commission, June 2 - 10; Julia López, General Manager, Social Services, May 9 - 10; Mae L. Mays, member, Film and Video Arts Commission, May 17 - 21; Jose O. Olmedo, member, Commission on the Aging, June 9 - August 15; Carlota Texidor del Portillo, member, Civil Service Commission; May 8 - 14; Joyce Ream, Executive Director, Commission on the Aging May 16 - 19; Douglas F. Wong, member, Port, May 12 - 25, 1990.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

[Royal Dutch Shell - Great Dutch Paintings]

Resolution opposing the Royal Dutch Shell sponsorship of the Great Dutch Paintings in America Exhibit, and urging the Mayor to urge the

Monday, June 4, 1990

trustees of the Fine Arts Museums to seek different sponsorship of the Great Dutch Paintings in America Exhibit.

File 236-90-1. Resolution No. 416-90

Supervisors Hallinan, Kennedy, Gonzalez, Alioto, Ward presented for immediate adoption.

Adopted.

[San Francisco Marathon]

Resolution urging San Francisco to encourage and support the Second Annual City of San Francisco Marathon.

File 239-90-1. Resolution No. 417-90

Supervisors Maher, Alioto, Hsieh presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 7.

Absent: Supervisors Britt, Gonzalez, Hongisto, Ward - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Government Funding]

Ordinance appropriating \$4,220,846, Police Department, for capital improvement project (Police Facilities Improvements) for fiscal year 1989-90. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the June 13, 1990 meeting.

File 101-89-157

[Settlement of Claim]

Ordinance authorizing settlement of claim of Michael Jones v. City and County of San Francisco for \$15,000. (Supervisor Britt presented.) Referred to Administration and Oversight Committee with request it be considered at the June 12, 1990 meeting.

File 45-90-22

[Settlement of Claim]

Ordinance authorizing settlement of claim of James Dunson v. City and County of San Francisco for \$55,000. (Supervisor Britt presented.) Referred to Administration and Oversight Committee with request it be considered at the June 12, 1990 meeting.

File 45-90-23

[Settlement of Claim]

Ordinance authorizing settlement of claim of Jimmie T. Braden v. City and County of San Francisco for \$85,000. (Supervisor Britt presented.) Referred to Administration and Oversight Committee with request it be considered at the June 12, 1990 meeting.

File 45-90-24

[Settlement of Claim]

Ordinance authorizing settlement of claim of James Outley v. City and County of San Francisco for \$12,000. (Supervisor Britt presented.) Referred to Administration and Oversight Committee with request it be considered at the June 12, 1990 meeting.

File 45-90-25

[Settlement of Claim]

Ordinance authorizing settlement of claim of Robert Demmons v. City and County of San Francisco for \$65,000. (Supervisor Britt presented.) Referred to Administration and Oversight Committee with request it be considered at the June 12, 1990 meeting.

File 45-90-26

[Settlement of Claim]

Ordinance authorizing settlement of claim of Nathaniel Winston for \$81,500, Lawyers Committee for Urban Affairs for \$3,822.50, and the law firm of Steinhart and Falconer for \$1,200. (Supervisor Britt presented.) Referred to Administration and Oversight Committee with request it be considered at the June 12, 1990 meeting.

File 45-90-27

[Settlement of Claim]

Ordinance authorizing settlement of claim of Jerome Pittman v. City and County of San Francisco for \$150,000. (Supervisor Britt presented.) Referred to Administration and Oversight Committee with request it be considered at the June 12, 1990 meeting.

File 45-90-28

Monday, June 4, 1990

[Settlement of Claim]

Ordinance authorizing settlement of claim of Joseph Morrison v. City and County of San Francisco for \$40,000. (Supervisor Britt presented.) Referred to Administration and Oversight Committee with request it be considered at the June 12, 1990 meeting.

File 45-90-29

[Settlement of Claim]

Ordinance authorizing settlement of claim of Larry Lake v. City and County of San Francisco for \$65,000. (Supervisor Britt presented.) Referred to Administration and Oversight Committee with request it be considered at the June 12, 1990 meeting.

File 45-90-30

[Settlement of Claim]

Ordinance authorizing settlement of claim of Melvin Hayes v. City and County of San Francisco for \$60,000. (Supervisor Britt presented.) Referred to Administration and Oversight Committee with request it be considered at the June 12, 1990 meeting.

File 45-90-31

[Settlement of Claim]

Ordinance authorizing settlement of claim of Anthony Horn v. City and County of San Francisco for \$11,000. (Supervisor Britt presented.) Referred to Administration & Oversight Committee with request it be considered at the June 12, 1990 meeting.

File 45-90-32

[Residential Rent Stabilization and Arbitration Fee]

Ordinance amending Administrative Code by amending Sections 37A.1, 37A.6, 37A.8, 37A.12 and 49.2 to exempt certain owner-occupied dwelling units and certain owner-occupied buildings according to proof, to establish two separate methods for a landlord's recovery of the fee from a tenant, one of which is a direct deduction from a tenant's security deposit, to decrease the non-payment delinquency period from 90 to 60 days, to expand the penalty and interest period, and to delete the termination clause. (Supervisor Walker presented on behalf of the Mayor.) Referred to Finance Committee with request it be considered at the June 13, 1990 meeting.

File 97-90-30

[Disaster Register]

Ordinance amending Health Code by adding Section 266 to require the establishment of a registry for senior and disabled persons who wish to be contacted in the event of a disaster. (Supervisor Nelder presented.) Referred to City Services Committee)

File 118-90-4

Monday, June 4, 1990

[Toilet Water Usage]

Ordinance amending Plumbing Code relating to water usage for toilets, by amending Sections 905 and 1001.1 to require water conserving fixtures in new buildings, or when water drainage systems are substantially altered, modified or renovated. (Supervisor Maher presented.) Referred to Economic and Social Policy Committee.

File 120-90-1

[Business/Payroll Expense Tax Changes]

Ordinance amending Chapter 12B of Part III of the Municipal Code (Business Tax Ordinance) by amending Section 1007 to reduce the annual business tax registration fee from \$200 to \$150 and to eliminate the credit against business or payroll expense taxes for business tax registration fees paid; and providing for continuation of the business tax rate increase provided by Ordinance 358-88 and payroll expense tax increase provided by Ordinance 357-88; and repealing Ordinances 251-89 and 250-89; and repealing portions of Ordinances 358-88 and 357-88; operative date (Supervisor Walker presented on behalf of the Mayor.) Referred to Finance Committee with request it be considered at the June 13, 1990 meeting.

File 127-90-5

[Parking Tax Surcharge]

Ordinance increasing the parking tax surcharge from 5% to 10% effective July 1, 1990; amending Part III, Article 9 of the Municipal Code by repealing Section 602.5-1; effective date. (Supervisor Walker presented on behalf of the Mayor) Referred to Finance Committee with request it be considered at the June 13, 1990 meeting.

File 127-90-6

Referred to Board

[Stop Intersection]

Resolution urging the Chief Administrative Officer to urge the Department of Public Works to initiate action that will cause a stop sign to be installed on the northwest and southeast side of Laguna Street at Cleary Court; urging the CAO to urge the Director of the Department of Public Works to recognize the safety hazard that makes installation of such a stop sign necessary. (Supervisor Nelder presented.) Referred to Board June 11, 1990 Immediate Adoption Calendar.

File 18-90-13

Referred to Committee

[Parc 55 Boycott Policy]

Resolution establishing a policy in the City and County of San Francisco to boycott the Parc 55 Hotel. (Supervisors Ward, Alioto, Kennedy presented.) Referred to Economic & Social Policy Committee.

Monday, June 4, 1990

File 43-90-1

[Portsmouth Square Parking Garage]

Resolution urging the Mayor to urge the Parking Authority to reduce by half the parking rates at the Portsmouth Square Garage. (Supervisor Maher presented.) Referred to Finance Committee.

File 47-90-4

[Large-Scale Drug Stores]

Resolution imposing interim zoning controls to require conditional use authorization to establish large retail stores which sell pharmaceutical drugs and personal toiletries in the Neighborhood Commercial Districts under Article 7 of the City Planning Code for an eighteen month period, and to establish a task force to study permanent controls and to advise the Board of Supervisors. (Supervisors Alioto and Hallinan presented.) Referred to Economic and Social Policy Committee.

File 111-90-4

[Large-Scale Drug Stores]

Resolution directing the Zoning Administrator, the Superintendent of the Bureau of Building Inspection, the Board of Permit Appeals, and other permit issuing and approving agencies to suspend action on applications to establish a large-scale drug store in excess of 3,000 square feet in Neighborhood Commercial Districts pending final action on proposed interim zoning controls. (Supervisors Alioto and Hallinan presented.) Referred to Economic and Social Policy Committee.

File 111-90-4.1

Called from Committee

[Mayor's Office Budget]

Resolution urging the Mayor to reduce the budget of the Mayor's Office by one million dollars through the elimination of staff positions.

File 165-90-1

Called from Administration and Oversight Committee by Supervisor Hsieh with direction to schedule for Board meeting of June 18, 1990.

Referred to Committee

[Narcotics Forfeiture Fund - Board and Care]

Resolution urging the Mayor to urge the Police Commission to allocate funds from the Narcotics Forfeiture Fund to provide care for people, whose mental health has been affected by drug abuse, in

Monday, June 4, 1990

board and care facilities. (Supervisor Kennedy presented.)
Referred to Finance Committee.

File 194-90-2

[Sharon Art Studio]

Resolution recognizing the aesthetic and cultural importance of the Sharon Art Studio to the 16,000 San Franciscans who use it annually, many of them children and senior citizens; urging the Mayor to restore funding to this beneficial and well-established program. (Supervisor Nelder presented.) Referred to Finance Committee.

File 242-90-1

Requests for Hearings

File 19-90-8, By Supervisor Nelder: To consider creating a green parking zone in front of 659 Columbus Avenue. Referred to Economic and Social Policy Committee.

File 240-90-1, By Supervisor Kennedy: To consider whether the City and County of San Francisco should join the Urban Counties Caucus. Referred to Administration and Oversight Committee.

File 241-90-1, By Supervisor Ward: To consider improving the competitive position of small locally owned businesses. Referred to Economic and Social Policy Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that City Attorney review whether the Army is in violation of federal environmental law (specifically, the National Environmental Policy Act and the Comprehensive Environmental Response, Compensation and Liability Act) regarding its obligations to establish and maintain a public repository for documents germane to environmental review of the Presidio closure and other Army base closures in the Bay Area.

By Supervisor Gonzalez, that City Attorney draft a resolution that would re-affirm the City's policy that a parking garage be built at 24th & Utah Streets for employees, patients, and visitors of San Francisco General Hospital before the "L" Mental Health Facility is completed.

By Supervisor Walker, that City Attorney advise whether current City codes cover the operation of the shuttle bus service known as Das Bus. If not, draft legislation to cover such operations for the public health and safety.

By Supervisor Kennedy, that letter be sent to Department of Public Works inquiring whether a handicap parking (Blue) zone can be

Monday, June 4, 1990

installed in the area of 524 Hayes Street (between Octavia and Laguna Streets).

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Allen Longstreth (Supervisor Walker)
Dan Turner (Supervisor Hongisto)
Althea Helen Jones (Supervisor Kennedy)

File 2-90-24

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:09 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, June 4, 1990

Approved by the Board of Supervisors on November 5, 1990.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, June 13, 1909

and Tuesday, June 15, 1909

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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Vol. 85

No. 24

Monday, June 11, 1990
and recess to June 15, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, June 11, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:07 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Nelder, Walker - 6.

Noted absent at first roll call:

Supervisors Hongisto, Hsieh, Kennedy, Maher, Ward - 5.

Quorum present.

Supervisor Hongisto was noted present at 2:22 p.m.

Supervisor Hsieh was noted present at 2:08 p.m.

Supervisor Kennedy was noted present at 2:08 p.m.

Supervisor Maher was noted present at 2:14 p.m.

Supervisor Ward was noted present at 2:27 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Nelder, moved that the Journals of Proceedings for Monday, January 22 and 29, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

Monday, June 11, 1990

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Kennedy requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$33,613, Department of Public Health, for permanent salaries-miscellaneous and related mandatory fringe benefits, travel, telephone, materials and supplies, rental of property and data processing/word processing equipment; for the creation of four positions, for fiscal year 1989-90; placing \$17,255 in reserve. (Controller)

File 101-89-128, Ordinance No. 212-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Department of Public Health, Central Office, reflecting the addition of four positions; companion measure to File 101-89-128. (Civil Service Commission)

File 102-89-47, Ordinance No. 215-90

Finally passed.

Monday, June 11, 1990

[Government Funding]

Ordinance appropriating \$2,536,945. Fire Department, for permanent salaries - uniform and extended work week and reducing \$1,000,000 from permanent salaries-miscellaneous and Retirement - City uniform. (Controller)

File 101-89-136, Ordinance No. 213-90

Finally passed.

[Government Funding]

Ordinance appropriating \$125,000. Cleanwater Program, for professional and special services contract (Wastewater Reclamation Program). (Controller)

File 101-89-137, Ordinance No. 214-90

Finally passed.

[Lease of Medical Research Site]

Ordinance authorizing and approving lease of a portion of the First Floor Building 100 at San Francisco General Hospital to the Regents of the University of California. (Real Estate Department)

File 65-90-1, Ordinance No. 217-90

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$150,000. Retirement System, for non-work order services of other departments-City Attorney, for fiscal year 1989-90. (Controller)

File 101-89-139, Ordinance No.

Passed for second reading.

[Government Funding]

Ordinance appropriating \$47,966. District Attorney, for program project budget (District Attorney's Special Fund), for fiscal year 1989-90. (Controller)

File 101-89-143, Ordinance No.

Passed for second reading.

Monday, June 11, 1990

[Government Funding]

Ordinance appropriating \$30,000, Agriculture/Weights and Measures, for facilities maintenance project (Farmers Market - Repair Roofs), rescinding \$11,810 from facilities maintenance project (Farmers Market-Repair Stalls) and rescinding \$12,444 from permanent salaries and related mandatory fringe benefits, for fiscal year 1989-90. (Controller)

File 101-89-153, Ordinance No.

Passed for second reading.

Adopted

[Contracting Out City Services]

Resolution concurring with the Controller's certification that security services for the Port can be practically performed by private contractor at lower cost than similar work services performed by City and County employees. (Port)

File 25-90-14, Resolution No. 441-90

Adopted.

[Contract Prop J - Paratransit Services]

Resolution finding that it is economical for the Public Utilities Commission to contract for paratransit services in accordance with Charter Section 8.300-1. (Public Utilities Commission)

File 25-90-15, Resolution No. 442-90

Adopted.

[Emergency Repair]

Resolution authorizing the Public Utilities Commission to expend emergency funds to repair leaks of the San Joaquin Pipeline No. 2. (Public Utilities Commission)

File 28-90-11, Resolution No. 444-90

Adopted.

[Lease of Property]

Resolution authorizing extension of certain existing leases of real property required by various City departments. (Real Estate Department)

File 64-90-13, Resolution No. 448-90

Monday, June 11, 1990

(Controller's Payroll and Internal Audits Division;
160 South Van Ness Avenue, entire building;
Department of Public Works, 1975-99 Bryant Street;
Department of Public Works, Army and DeHaro Street;
Department of Social Services, Lot 5, Assessor's Block
3531 (13th and South Van Ness beneath freeway);
Department of Social Services, Lot 74, Assessor's
Block 3513 (between Valencia and Stevenson beneath freeway);
Department of Social Services, 1440 Harrison Street, entire
building).

Adopted.

[Contract]

Resolution authorizing the execution of an agreement between the
City and County and the State of California Department of Education
in the amount of \$118,069 for participation by the City and County
in the State's Child Care and Development Program for fiscal year
1990-91. (Department of Social Services)

File 172-90-10, Resolution No. 456-90

(Director of Purchasing and Services;
General Manager, Department of Social Services;
President, Social Services Commission.)

Adopted.

[Highway Maintenance]

Resolution approving an agreement for maintenance of State highways
in the City and County, authorizing the Mayor and the Clerk of the
Board to sign said agreement, including a hold harmless provision
contained therein. (Department of Public Works)

File 172-90-11, Resolution No. 455-90

Adopted.

Recommendation of Economic and Social Policy Committee

Finally Passed

[Tour Bus Ban on Bay Street]

Ordinance amending Police Code, regulating motor vehicles for hire,
banning the operation of passenger-carrying commercial motor
vehicles on Bay Street between Baker and Lyon Streets. (Department
of Public Works)

File 121-90-2, Ordinance No. 216-90

(Adds Section 1183.18.)

Monday, June 11, 1990

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker - 8.

Absent: Supervisors Hongisto, Maher, Ward - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Rereferred to Committee

[Event Notification]

Ordinance amending Municipal Code, Part III, to require every person, firm or corporation engaged in the business of knowingly renting or letting rooms to notify the Tax Collector of the exhibition and sale of goods, wares and merchandise by a transient merchant as defined in Section 251 of this article. (Supervisor Kennedy)

File 127-89-7, Ordinance No.

(Adds Section 251.1.)

Supervisor Kennedy, seconded by Supervisor Nelder, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Hongisto, Ward - 2.

Adopted

[Water Rates - Finding]

Resolution making a finding that no tax subsidy will be required by the Water Department by reason of approval of a proposed schedule of rates to be charged by the Water Department for retail water service in San Francisco and suburban areas. (Public Utilities Commission)

File 142-90-1, Resolution No. 449-90

Adopted by the following vote:

Monday, June 11, 1990

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Water Rates]

Resolution approving revised schedule of rates to be charged by the Water Department for retail water service in San Francisco and suburban areas. (Finance Committee)

File 142-90-1.2, Resolution No. 450-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Maher - 1.

From Finance Committee
With Recommendation "DO NOT PASS"

Refused Adoption

[Water Rates]

Resolution disapproving revised schedule of rates to be charged by the San Francisco Water Department for retail water service in San Francisco and suburban areas. (Public Utilities Commission)

File 142-90-1.1, Resolution No.

Refused adoption by the following vote:

Ayes: Supervisor Nelder - 1.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Recommendations of Finance Committee

Adopted

[Water Rates - Finding]

Resolution making a finding that no tax subsidy will be required by the Water Department by reason of approval of a proposed revised schedule of rates to be charged by the Water Department for water supplied to its suburban resale customers. (Public Utilities Commission)

File 142-90-2, Resolution No. 451-90

Monday, June 11, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Water Rates]

Resolution approving revised schedule of rates to be charged by the Water Department for water service and water supplied to its suburban resale customers. (Finance Committee)

File 142-90-2.2, Resolution No. 452-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

From Finance Committee
With Recommendation "DO NOT PASS"

Refused Adoption

[Water Rates]

Resolution disapproving revised schedule of rates to be charged by the San Francisco Water Department for water services and water supplied to its suburban resale customers. (Public Utilities Commission)

File 142-90-2.1, Resolution No.

Refused adoption by the following vote:

Ayes: Supervisor Nelder - 1.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Recommendations of Finance Committee

Adopted

[Water Rates - Findings]

Resolution making a finding that no tax subsidy will be required by the Water Department by reason of approval of a proposed revised schedule of rates to be charged by the Water Department for water use in excess of allotment. (Public Utilities Commission)

File 142-90-3, Resolution No. 453-90

Monday, June 11, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

[Water Rates]

Resolution approving revised schedule of rates to be charged by the Water Department for water use in excess of allotment. (Finance Committee)

File 142-90-3.2, Resolution No. 454-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

From Finance Committee
With Recommendation "DO NOT PASS"

Refused Adoption

[Water Rates]

Resolution disapproving revised schedule of rates to be charged by the Water Department for water use in excess of allotment. (Public Utilities Commission)

File 142-90-3.1, Resolution No.

Refused adoption by the following vote:

Ayes: Supervisor Nelder - 1.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Recommendations of Economic and Social Policy Committee

Finally Passed

(See Journal of Proceedings of June 25, 1990
for disapproval by Mayor)

[Prevailing Wages]

Ordinance amending Administrative Code, requiring all contractors for health care services to pay prevailing wages to persons

Monday, June 11, 1990

providing support services, adopting definitions, setting procedure for determining prevailing wage rates, binding subcontractors, requiring records, and setting penalties for non-compliance. (Supervisors Hongisto, Walker, Britt, Hallinan, Nelder, Alioto, Ward, Kennedy, Maher, Gonzalez)

File 97-90-26. Ordinance No.

(Adds Sections 6.56 through 6.62.)

Supervisor Hsieh Excused from Voting

Supervisor Hsieh has been excused from voting by previous action of the Board. (See Journal of Proceedings of June 4, 1990.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Nelder, Walker, Ward - 10.

Excused: Supervisor Hsieh - 1.

From the Redevelopment Agency

Finally Passed

[South of Market Redevelopment Plan]
Ordinance approving and adopting the Redevelopment Plan of the South of Market Earthquake Recovery Redevelopment Project Area.
(Redevelopment Agency)

File 185-90-2. Ordinance No. 234-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Nelder, Walker, Ward - 9.

Noes: Supervisors Hsieh, Maher - 2.

NEW BUSINESS

Recommendations of Finance Committee

Consideration Continued to Recessed Meeting as Amended

[Interim Annual Appropriation]
Interim Annual Appropriation Ordinance for fiscal year 1990-91.
(Mayor)

File 101-90-1. Ordinance No.

Monday, June 11, 1990

(An interim ordinance appropriating estimated receipts for estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 1991.)

Supervisor Walker, seconded by Supervisor Maher, moved to amend to include a 2846N Nutritionist, upgrade of 9722 Specialist position recommended by the Mayor and the Budget Analyst in his report dated June 6, 1990 (page 127) which was previously denied by the Finance Committee at its June 6, 1990, meeting.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Walker - 8.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Hongisto, Ward - 2.

Supervisor Walker, seconded by Supervisor Maher, moved to further amend to include at Laguna Honda Hospital, an A065 Hospice Coordinator, a position recommended by the Mayor and the Budget Analyst in his report dated June 6, 1990 (page 134), which was previously denied by the Finance Committee at its June 6, 1990 meeting.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

The roll was called on the pending legislation and it was refused passage for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Walker, Ward - 6.

Noes: Supervisors Hsieh, Kennedy, Maher, Nelder - 4.

Absent: Supervisor Hongisto - 1.

Supervisor Walker, seconded by Supervisor Ward, moved to rescind the previous vote.

Motion to rescind adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Walker, Ward - 6.

Noes: Supervisors Hsieh, Kennedy, Maher, Nelder - 4.

Absent: Supervisor Hongisto - 1.

Monday, June 11, 1990

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to delete all new positions in the interim budget except those which would require layoffs.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Hsieh, Kennedy, Maher, Nelder - 4.

Noes: Supervisors Alioto, Britt, Hallinan, Hongisto, Walker, Ward - 6.

Absent: Supervisor Gonzalez - 1.

Consideration continued to recessed meeting (see infra).

Consideration Continued to Recessed Meeting

[Interim Annual Salary Ordinance]

Interim Annual Salary Ordinance for Fiscal Year 1990-91. (Civil Service Commission)

File 102-90-1, Ordinance No.

(An Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for fiscal year ending June 30, 1991, continuing, creating or establishing these positions, enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.)

Consideration continued to recessed meeting (see infra).

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$885,300, Retirement System, for non-work order services of other departments-City Attorney and services of other departments - Workers' Compensation, for fiscal year 1989-90; providing for ratification of action previously taken. (Controller)

File 101-89-138, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Absent: Supervisors Gonzalez, Walker - 2.

Monday, June 11, 1990

[Government Funding]

Ordinance appropriating \$282,542, Municipal Railway, for capital improvement project (SEPTA-PCC Street Cars); rescinding \$282,542 from capital improvement project (McAllister Street Contra - Flow Lanes), for fiscal year 1989-90. (Controller)

File 101-89-142, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Gonzalez - 1.

[Government Funding]

Ordinance appropriating \$106,740, Police Department, for permanent salaries and related mandatory fringe benefits, District Attorney and various program project budget, for fiscal year 1989-90. (Controller)

File 101-89-144, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Gonzalez - 1.

[Government Funding]

Ordinance appropriating \$12,958, Fire Department, for permanent salaries-miscellaneous and related mandatory fringe benefits, rescinding \$11,068 from permanent salaries-miscellaneous (General Fund) and also rescinding \$1,890 permanent salaries-miscellaneous (Airport Operating Fund), for the deletion of six positions and creation of six positions, for fiscal year 1989-90. (Controller)

File 101-89-146, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Gonzalez - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1989-90, Fire Department, reflecting the addition of six positions; companion measure to File 101-89-46. (Civil Service Commission)

Monday, June 11, 1990

File 102-89-49, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Gonzalez - 1.

[Government Funding]

Ordinance appropriating \$129,958, Police Department, for retroactive salaries and rescinding \$129,958 from permanent salaries-uniform, for fiscal year 1989-90. (Controller)

File 101-89-147, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Gonzalez - 1.

[Government Funding]

Ordinance appropriating \$6,848,293, Public Library, for various capital improvement projects, for fiscal year 1989-90; placing \$512,000 in reserve. (Controller)

File 101-89-151, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Gonzalez - 1.

[Government Funding]

Ordinance appropriating \$223,071, Civil Service Commission, for communication and equipment lease/purchase and rescinding \$223,071 from permanent salaries, for fiscal year 1989-90; placing \$157,590 in reserve. (Controller)

File 101-89-152, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Gonzalez - 1.

Monday, June 11, 1990

[Government Funding]

Ordinance appropriating \$1,775,000, Hetch Hetchy, for purchase power for resale and electricity transmission service charge, for fiscal year 1989-90; providing for ratification of action previously taken. (Controller)

File 101-89-154, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Gonzalez - 1.

[Government Funding]

Ordinance rescinding various capital improvement projects appropriation from the General Fund, \$36,468, General Fund Project \$59,640, Municipal Railway, \$801,148, Capital Improvement Project Fund, \$1,084,523, San Francisco General Hospital, \$7,304 and Laguna Honda Hospital, \$12,805, for fiscal year 1989-90. (Controller)

File 101-89-155, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Gonzalez - 1.

[Government Funding]

Ordinance appropriating \$4,218,400, Parking Authority for capital improvement project (Polk-Bush Garage) for fiscal year 1989-90; placing \$4,218,400 in reserve. (Supervisor Walker)

File 101-89-156, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Gonzalez - 1.

[Lease of Radioactive Waste Storage Site]

Ordinance authorizing and approving lease of a portion of the basement in Building One at San Francisco General Hospital to the Regents of the University of California and first amendment to the lease. (Real Estate Department)

Monday, June 11, 1990

File 65-90-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Absent: Supervisor Gonzalez - 1.

(Supervisor Maher dissenting in Committee.)

[Handicapped Access Appeals Board]

Ordinance amending Administrative Code, which establishes a board to hear appeals involving enforcement of State handicapped access regulations; amending the Building Code to re-enact the provisions of Administrative Code Article X with modifications authorizing the board to hear matters involving enforcement of local handicapped access regulations, providing for compensation to board members, and setting forth appeal procedures; amending the Building Code, to add a fee for filing an appeal to the board; providing for waiver of fee. (Department of Public Works)

File 97-90-12, Ordinance No.

(Repeals Administrative Code Section 5.92, 5.93, and 5.94;
Adds Building Code Section 215 and amends Section 332.3.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Gonzalez - 1.

Consideration Continued

[Quitclaim Deed]

Ordinance authorizing and directing execution of quitclaim deed by the City and County to San Francisco Unified School District, a political subdivision of the State of California, for the Galileo High School site; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Maher)

File 203-90-1, Ordinance No.

Supervisor Nelder, seconded by Supervisor Hsieh, moved to continue consideration to June 25, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Nelder, Ward - 7.

Monday, June 11, 1990

Noes: Supervisors Maher, Walker - 2.

Absent: Supervisors Gonzalez, Hongisto - 2.

Adopted

[Emergency Work]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to restore the integrity of the sewer on Eighth Avenue, to Moraga to Ortega Streets, in the estimated amount of \$188,001. (Department of Public Works)

File 28-90-10, Resolution No. 443-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

[Emergency Repair]

Resolution approving emergency expenditure for repair to water feeder main and resulting damage to City street in the amount of \$73,613. (Public Utilities Commission)

File 28-90-12, Resolution No. 445-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

[Lease of Property]

Resolution authorizing renewals and extensions of certain existing leases of real property required by the Department of Public Health and Sheriff. (Real Estate Department)

File 64-90-12, Resolution No. 447-90

(District V Mental Health Center, 2335-39 Ocean Avenue;
Southeast Mental Health District Outpatient Clinic,
10 - 29th Street;
Mission Mental Health Center, 298 Monterey Boulevard;
Public Health Center for Special Problems, 2001 Van
Ness Avenue and 1700 Jackson Street;
Department of Public Health's Eldercare Program, 1182 Market
Street (Room 204);

Monday, June 11, 1990

Central City Seniors Unit, 1182 Market Street (Rooms 207 and 208);
Senior Information Referral and Health Promotions Programs, 1182
Market Street (Suite 320);
Clinic Space for Mission Mental Health Facility, 755-61 South
Van Ness Avenue;
Children's Outpatient Mental Health Clinic, 759 South Van Ness
Avenue (entire second floor);
Geriatric Outpatient Mental Health Clinic, 3901 and 3905 Mission
Street, and 200 and 226 College Avenue;
Geriatric Outpatient Mental Health Clinic, 3911 Mission Street;
Northeast Mental Health Outpatient Unit, 1548 Stockton Street
(entire building);
Chinatown Child Development Center Outpatient Mental Health
Clinic, 615 Grant Avenue (entire second floor);
Northeast Mental Health District's Outpatient Treatment Center,
615 Grant Avenue (portion of 3rd floor);
Community Mental Health Services, Outpatient Treatment Center,
615 Grant Avenue (entire 4th floor, portion of 3rd floor);
Chinatown Child Development Center Community Mental Health
Clinic, 615 Grant Avenue (entire fifth floor);
South of Market Outpatient Mental Health Clinic,
471 Jessie Street (second and third floors);
Substitute Payee Program, 471 Jessie Street (entire ground floor);
Mission Crisis Center and Team I Adult Outpatient Services, 111
Potrero Avenue (portion of ground floor);
Employee Assistance Program, 1360 Mission Street (portion of
fourth floor);
Southeast Mental Health District Office, 4190 Mission Street
(ground floor);
Community Substance Abuse Services, 444 - 6th Street;
City-wide Mental Health Programs, 1380 Howard Street (entire
second through fifth floors) plus basement parking for 28
automobiles;
Administrative and Surveillance Offices for the AIDS Program,
25 Van Ness Avenue (portion of fifth and sixth floors).)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy,
Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

[Grant - State Funds]

Resolution authorizing the Recreation and Park Department to apply
for, accept and expend \$2,164,000 in California State Bond Act
monies for the acquisition and development of a playground and
community center in the Tenderloin. (Recreation and Park Department)

File 150-90-3, Resolution No. 457-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy,
Maher, Nelder, Walker, Ward - 9.

Monday, June 11, 1990

Absent: Supervisors Gonzalez, Hongisto - 2.

[Redevelopment Agency Budget]

Resolution approving an interim budget of the Redevelopment Agency of the City and County for fiscal year 1990-91. (Supervisor Walker)

File 161-90-5, Resolution No. 458-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 9.

Absent: Supervisors Gonzalez, Hongisto - 2.

[Water Revenue Bonds]

Resolution approving the issuance of not to exceed \$76,000,000 principal amount of Public Utilities Commission of the City and County, San Francisco Water Revenue Bonds for the purpose of providing funds for the reconstruction and replacement of existing facilities. (Public Utilities Commission)

File 170-90-8, Resolution No. 459-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of persons interested in or objecting to the report of the Director of Public Works for services ordered to be rendered at 1125 Market Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund.

File 41-90-5

(Total Cost \$54,627.)

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.

Monday, June 11, 1990

From the Department of Public Works

Adopted

[Assessment of Costs]

Resolution confirming report of assessment costs submitted by the Director of Public Works for services ordered to be rendered at 1125 Market Street by said Director pursuant to the provisions of Sections 203(m) and/or 203(o) of the Building Code; the costs thereof having been paid for out of the Repair and Demolition Fund. (Department of Public Works)

File 41-90-5, Resolution No. 446-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward 11.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Josh Freeland;
Michael Hormell;
Ace Washington;
Rick Graham;
Dennard Queen.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

This resolution was introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require this resolution to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Stop Intersection]

Resolution urging the Chief Administrative Officer to urge the Department of Public Works to initiate action that will cause a Stop sign to be installed on the northwest and southeast side of Laguna Street at Cleary Court; urging the Chief Administrative Officer to urge the Director of Public Works to recognize the safety hazard that makes installation of such a Stop sign necessary. (Supervisor Nelder)

File 18-90-13, Resolution No. 440-90

Monday, June 11, 1990

(June 4, 1990 - Introduced in Board for consideration on June 11, 1990.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Absent: Supervisors Britt, Hongisto, Walker - 3.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-24, Resolution No. 438-90

(Mayor Art Agnos, June 7 - 10; Willie B. Kennedy, member, Board of Supervisors, June 16 - 19 and July 13 - 18; Bonnie K. Gibson, member, Retirement Board, May 18 - 28; Frankie Gillette, member, Human Rights Commission, July 17 - 22 and July 30 - August 2; Allen C. Haile, member, Social Services Commission, June 3 - 9; Maurice Mann, member, Retirement Board, May 14 - 31; Louise Renne, City Attorney, June 9 - 12; Darshan Singh, member, Parking Authority, May 27 - 28, 1990.)

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[Black and White Men Together]

Resolution welcoming the National Convention of Black and White Men Together to San Francisco, commending the organization for its leadership in the cause of social justice on its tenth anniversary, and memorializing the Mayor to declare the week of June 24 to 30, 1990, "Black and White Men Together Week in San Francisco".

File 4-90-21, Resolution No. 460-90

Supervisors Hongisto and Britt presented for immediate adoption.

Monday, June 11, 1990

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Velasco Avenue.

File 42-90-19, Resolution No. 439-90

Supervisor Ward presented for immediate adoption.

Adopted.

[Grant - State]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a grant augmentation of \$405,220, from the California Department of Health Services, to continue funding the AIDS Drug Program.

File 146-90-36, Resolution No. 434-90

Supervisor Britt presented for immediate adoption.

Adopted.

[Grant - State]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a grant augmentation of \$65,456, from the California Department of Health Services, to continue funding the AIDS Drug Program.

File 146-90-37, Resolution No. 435-90

Supervisor Britt presented for immediate adoption.

Adopted.

[Grant - State]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a grant augmentation of \$65,000, from the State of California, Department of Health Services, to provide continuation of AIDS prevention and screening.

File 146-90-38, Resolution No. 436-90

Supervisor Britt presented for immediate adoption.

Adopted.

[Grant - State]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a grant augmentation of \$50,000, from the State of California, Department of Health Services, to continue to provide anonymous AIDS antibody testing services.

Monday, June 11, 1990

File 146-90-39, Resolution No. 437-90

Supervisor Britt presented for immediate adoption.

Adopted.

[Sears, Roebuck and Co.]

Resolution urging the Mayor to negotiate alternatives to the closing of Sears, Roebuck and Co. Store at 2675 Geary Boulevard.

File 176-90-7, Resolution No. 462-90

Supervisor Maher presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Ward - 8.

Absent: Supervisors Britt, Hongisto, Walker - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Recess

At the request of President Britt, the Board recessed at the hour of 3:28 p.m. to convene in closed session pursuant to Government Code Section 54956.9(a) to meet with the City Attorney concerning litigation of City and County of San Francisco versus Whetstone.

Reconvening of the Board

The Board, at the hour of 3:57 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 10.

Noted absent:

Monday, June 11, 1990

Supervisor Gonzalez - 1.

Quorum present.

Supervisor Gonzalez was noted present at 4:30 p.m.

Report on Closed Session

Deputy City Attorney Buck Delventhal reported that the Board had met in closed session with the City Attorney concerning pending litigation as provided in the Government Code.

Finally Passed

[Settlement of Lawsuit]

Emergency ordinance authorizing settlement of City and County of San Francisco v. Whetstone (San Francisco Superior Court Action No. 919343) by payment to San Francisco of \$594,024.00.

File 46-90-13, Ordinance No. 211-90

(Superior Court No. 919 343.)

Supervisor Britt presented for final passage.

Supervisor Hallinan, seconded by Supervisor Maher, moved that the need to take action arose subsequent to the publication of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

The roll was called on the pending ordinance and it was finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Referred to Committee

[Parking Garage Lease]

Ordinance authorizing execution of agreement regarding Park and Ride Demonstration Program; approving and authorizing execution of Seventh Amendment of Golden Gateway Garage Lease. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the June 27, 1990, meeting.

File 47-90-5

Monday, June 11, 1990

[Water Conservation Ordinance]

Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) by adding Section 135.3 thereto, establishing limitations on water use for landscaping in new developments. (Supervisor Walker presented.) Referred to Economic and Social Policy Committee.

File 115-90-7

[Paper Size Standardization]

Ordinance providing for the maximum size of paper used by the City and County of San Francisco to be 8 1/2 x 11 inches and finding that the estimated cost savings to the City and County of San Francisco will be substantial and will benefit the environment. (Supervisor Kennedy presented.) Referred to City Services Committee.

File 243-90-1

[26th Street - Street Vacation]

Resolution rescinding Resolution No. 149-69, and urging the Chief Administrative Officer to request the Director of the Department of Public Works to review rededicating 26th Street between Harrison Street and Treat Avenue as a public street and submit recommendations to the Board of Supervisors. (Supervisor Gonzalez presented.) Referred to Economic and Social Policy Committee.

File 35-90-1

[Parc Fifty-five Hotel]

Substitute resolution urging the owner and management and employees of Park Fifty-five Hotel to end their dispute. (Supervisors Ward, Kennedy and Alioto presented.) Referred to Economic and Social Policy Committee with request it be considered at the June 14, 1990, meeting.

File 43-90-1

Referred to Board

[Designated Dog Run]

Resolution urging the Mayor to urge the Recreation and Park Commission to designate the meadow east of the Stern Grove Concert Hall as a dog run; urging the Chief Administrative Officer to urge the Animal Control Department to cease and desist raids upon dog owners who use the meadow until such time as the dog run is designated. (Supervisor Nelder presented.) Referred to Board June 18, 1990, Immediate Adoption Calendar.

File 193-90-12

Monday, June 11, 1990

[Swimming Pool Hours]

Resolution acknowledging the extraordinary physical, mental and emotional health resource and benefit of San Francisco's public swimming pools and their impact upon the enhancement and maintenance of the quality of life for all San Franciscans; urging the Mayor to restore funding to all Recreation and Park Department Swimming Pools and to preserve all current pool hours. (Supervisor Nelder presented.) Referred to Board June 18, 1990, Immediate Adoption Calendar.

File 193-90-13

Requests for Hearings

File 18-90-14, By Supervisor Nelder: To consider the placement of stop signs on the northwest and southeast corners of Girard Street at Woolsey Street. Referred to Economic and Social Policy Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Walker, that City Attorney draft legislation revising the appropriate ordinance to formally recognize the Registrar of Voters as an ex officio member of the Ballot Simplification Committee.

By Supervisor Walker, that City Attorney draft ordinance requiring that no new positions be included in the Interim Budget unless the request meets requirements set forth in Charter Section 2.301 (Emergency Ordinances).

By Supervisor Walker, that City Attorney draft ordinance establishing April 1 as the last day to submit requests for new positions or reclassifications of existing positions for current fiscal year consideration unless the request meets requirements set forth in Charter Section 2.301 (Emergency Ordinances).

By Supervisor Walker, that City Attorney draft ordinance establishing April 1 as the last day to submit supplemental appropriations for current fiscal year consideration unless supplemental meets requirements set forth in Charter Section 2.301 (Emergency Ordinances).

Appointment of President Pro Tempore

At the request of the President, Supervisor Nelder assumed the Chair.

Motion to Recess

Supervisor Walker, seconded by Supervisor Ward, moved that the Board recess to reconvene at 10:30 a.m., Friday, June 15, 1990.

Monday, June 11, 1990

Motion to recess adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Walker, Ward - 7.

Noes: Supervisors Hsieh, Kennedy, Maher, Nelder - 4.

RECESS

The Board, at the hour of 5:51 p.m., recessed to reconvene on Friday, June 15, 1990 at 10:30 a.m.

Friday, June 15, 1990

JOURNAL OF PROCEEDINGS

CITY AND COUNTY OF SAN FRANCISCO

BOARD OF SUPERVISORS

RECESSED MEETING

Friday, June 15, 1990 - 10:30 A.M.

The Board of Supervisors of the City and County of San Francisco met in recessed session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 10:57 a.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Noted absent at first roll call:

Supervisor Ward - 1.

Quorum present.

Supervisor Ward was noted present at 11:30 a.m.

Recommendations of Finance Committee

Consideration Resumed:

Passed for Second Reading as Amended

[Interim Annual Appropriation]

Interim Annual Appropriation Ordinance for fiscal year 1990-91.
(Mayor)

File 101-90-1, Ordinance No.

(An interim ordinance appropriating estimated receipts for estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 1991.)

Supervisor Walker, seconded by Supervisor Hongisto, moved to amend by deleting \$30,000 from interim budget of the Police Department and \$30,000 from the Department of Public Works and place the \$60,000 in the interim budget of the Department of Parking and Traffic.

Friday, June 15, 1990

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to amend to delete all new positions in the interim budget except the 28 revenue producing positions, seven positions for the Department of Parking and Traffic and one position for Laguna Honda Hospital as identified in the joint memorandum from the Budget Analyst and the Deputy Mayor for Finance, dated June 13, 1990 (copy of which is contained in the Board of Supervisors file).

After a period of discussion, Supervisor Gonzalez, seconded by Supervisors Nelder and Walker, moved the previous question.

The Clerk then stated "Shall the previous question be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 10.

Absent: Supervisor Ward - 1.

The roll was called on the pending amendment and it was adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Noes: Supervisor Hongisto - 1.

Absent: Supervisor Ward - 1.

Supervisor Walker, seconded by Supervisor Gonzalez, moved to amend to add the 16 new positions already filled as temporary positions (seven positions for City Planning, two for the Controller, four for Department of Parking and Traffic, one for Public Library and two for San Francisco General Hospital).

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisors Hsieh, Nelder - 2.

Friday, June 15, 1990

Supervisor Walker, seconded by Supervisor Hongisto, moved to amend to add one new position for the Port and two new positions for the Department of Social Services as temporary positions.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Walker, Ward - 5.

Noes: Supervisors Britt, Hongisto, Hsieh, Kennedy, Maher, Nelder - 6.

Supervisor Hongisto, seconded by Supervisor Alioto, moved to amend to add six new positions for the Airport.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hongisto Walker, Ward - 5.

Noes: Supervisors Britt, Gonzalez, Hsieh, Kennedy, Maher, Nelder - 6.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisors Gonzalez, Nelder - 2.

[Interim Annual Salary Ordinance]
Interim Annual Salary Ordinance for Fiscal Year 1990-91. (Civil Service Commission)

File 102-90-1. Ordinance No.

(An Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for fiscal year ending June 30, 1991, continuing, creating or establishing these positions, enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.)

Supervisor Kennedy, seconded by Supervisor Maher, moved to amend Interim Annual Salary Ordinance to conform to Interim Annual Appropriation.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Friday, June 15, 1990

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Ward - 10.

Absent: Supervisor Walker - 1.

Requests Granted

By Supervisor Hsieh, that City Attorney draft legislation to impose a selective hiring freeze on City government positions that are vacated in the 1990-91 fiscal year, with the goal that at least twenty-five percent of such vacated positions shall remain unfilled.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Nicolas Lagula (Supervisor Britt)
George Burgess (Supervisor Britt and Hongisto)
Julia Bultrago Mercado (Supervisor Gonzalez)
Ruby Delesbore (Supervisor Kennedy)
Martha Faull Lane (Supervisor Walker)
Ernie Provost (Supervisor Ward)
Oneil Hadnott (Supervisor Ward)

File 2-90-24

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 12:19 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Friday, June 15, 1990

Approved by the Board of Supervisors on December 10, 1990.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Vol. 85

No. 25

Monday, June 18, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, June 18, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:11 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Britt, Hallinan, Hsieh, Nelder, Walker - 6.

Noted absent at first roll call:

Supervisors Gonzalez, Hongisto, Kennedy, Maher, Ward - 5.

Quorum present.

Supervisor Gonzalez was noted present at 2:24 p.m.

Supervisor Hongisto was noted present at 2:18 p.m.

Supervisor Kennedy excused, on official leave of absence.

Supervisor Maher was noted present at 2:19 p.m.

Supervisor Ward excused from attendance. (See infra.)

Supervisor Ward Excused

The Clerk announced that Supervisor Ward is ill and requested to be excused from attending today's meeting.

Supervisor Hsieh, seconded by Supervisor Alioto, moved to excuse Supervisor Ward from attending today's meeting.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Nelder, Walker - 6.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Maher, Ward - 5.

Monday, June 18, 1990

Presentation of Guests

President Britt introduced and extended a hearty welcome to the delegates of the Tokyo Metropolitan Assembly:

Motoi Ogura, President, Tokyo Metropolitan Assembly;
Sanzo Hosaka, Secretary General of Liberal Democratic Party;
Toshinma Fujita, Secretary General of Japan Socialist Party;
Nobujiro Maejima, Deputy Secretary General of Koumei Party;
Katsumi Chayama, Secretary General of Japan Communist Party;
Norihiro Natori, Deputy Secretary General of Democratic
Socialist Party.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Walker, seconded by Supervisor Nelder, moved that the Journal of Proceedings for Monday, February 5, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Nelder, Walker - 6.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Maher, Ward - 5.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Britt requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Claim]

Ordinance authorizing settlement of claim of Jimmie T. Braden against the City and County by payment of \$85,000. (Supervisor Britt)

File 45-90-24, Ordinance No.

(U.S.A. v. C.C.S.F., et al.; Davis, et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading by the following vote:

Monday, June 18, 1990

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Kennedy, Ward - 3.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$150,000, Retirement System, for non-work order services of other departments-City Attorney, for fiscal year 1989-90. (Controller)

File 101-89-139, Ordinance No. 223-90

Finally passed.

[Government Funding]

Ordinance appropriating \$47,966, District Attorney, for program project budget (District Attorney's Special Fund), for fiscal year 1989-90. (Controller)

File 101-89-143, Ordinance No. 225-90

Finally passed.

[Government Funding]

Ordinance appropriating \$106,740, Police Department, for permanent salaries and related mandatory fringe benefits District Attorney and various program project budget, for fiscal year 1989-90. (Controller)

File 101-89-144, Ordinance No. 226-90

Finally passed.

[Government Funding]

Ordinance appropriating \$12,958, Fire Department, for permanent salaries-miscellaneous and related mandatory fringe benefits, rescinding \$11,068 from permanent salaries-miscellaneous (General Fund) and also rescinding \$1,890 permanent salaries-miscellaneous (Airport Operating Fund), for the deletion of six positions and

Monday, June 18, 1990

creation of six positions, for fiscal year 1989-90. (Controller)
File 101-89-146, Ordinance No. 218-90

Finally passed.

[Public Employment]
Ordinance amending Annual Salary Ordinance, 1989-90, Fire Department, reflecting the addition of six positions; companion measure to File 101-89-46. (Civil Service Commission)

File 102-89-49, Ordinance No. 219-90

Finally passed.

[Government Funding]
Ordinance appropriating \$129,958, Police Department, for retroactive salaries and rescinding \$129,958 from permanent salaries-uniform, for fiscal year 1989-90. (Controller)

File 101-89-147, Ordinance No. 227-90

Finally passed.

[Government Funding]
Ordinance appropriating \$6,848,293, Public Library, for various capital improvement projects, for fiscal year 1989-90; placing \$512,000 in reserve. (Controller)

File 101-89-151, Ordinance No. 228-90

Finally passed.

[Government Funding]
Ordinance appropriating \$223,071, Civil Service Commission, for communication and equipment lease/purchase and rescinding \$223,071 from permanent salaries, for fiscal year 1989-90; placing \$157,590 in reserve. (Controller)

File 101-89-152, Ordinance No. 229-90

Finally passed.

[Government Funding]
Ordinance appropriating \$30,000, Agriculture/Weights and Measures, for facilities maintenance project (Farmers Market - Repair Roofs), rescinding \$11,810 from facilities maintenance project (Farmers Market-Repair Stalls) and rescinding \$12,444 from permanent salaries

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and related mandatory fringe benefits, for fiscal year 1989-90.
(Controller)

File 101-89-153, Ordinance No. 230-90

Finally passed.

[Government Funding]

Ordinance appropriating \$4,218,400, Parking Authority for capital improvement project (Polk-Bush Garage) for fiscal year 1989-90; placing \$4,218,400 in reserve. (Supervisor Walker)

File 101-89-156, Ordinance No. 233-90

Finally passed.

[Lease of Radioactive Waste Storage Site]

Ordinance authorizing and approving lease of a portion of the basement in Building One at San Francisco General Hospital to the Regents of the University of California and First Amendment to the lease. (Real Estate Department)

File 65-90-2, Ordinance No. 220-90

Finally passed.

Adopted

[Lease of Property]

Resolution authorizing a new lease of real property at 44 Gough Street for the Civil Service Commission. (Real Estate Department)

File 64-90-20, Resolution No. 478-90

Adopted.

Recommendations of Administration and Oversight Committee

Passed for Second Reading

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Mike Crowley against the City and County by payment of \$10,000. (City Attorney)

File 45-90-14, Ordinance no.

(Municipal Court No. 928-771.)

Passed for second reading.

Monday, June 18, 1990

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Carmen Cabrera, Violet Garcia, Richard Cabrera, Mario Cabrera and Albert Cabrera against the City and County by payment of \$7,000. (City Attorney)

File 45-90-17, Ordinance no.

(Superior Court No. 882-678.)

Passed for second reading.

[Settlement of Claim]

Ordinance authorizing settlement of claim of Charles Johnson against the City and County by payment of \$25,000. (City Attorney).

File 45-90-19, Ordinance No.

(United States District Court Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Joseph King against the City and County by payment of \$10,000. (City Attorney)

File 45-90-20, Ordinance No.

(U.S.A. v. C.C.S.F., et al.; Davis, et al. v. C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Audrey Lee against the City and County by payment of \$30,000. (City Attorney)

File 45-90-21, Ordinance No.

(U.S.A. v. C.C.S.F., et al.; Davis, et al. v. C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Claim]

Ordinance authorizing settlement of claim of Michael Jones against the City and County by payment of \$15,000. (City Attorney)

File 45-90-22, Ordinance No.

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(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Claim]

Ordinance authorizing settlement of claim of James Dunson against
the City and County by payment of \$55,000. (Supervisor Britt)

File 45-90-23, Ordinance No.

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Claim]

Ordinance authorizing settlement of claim of James Outley against
the City and County by payment of \$12,000. (Supervisor Britt)

File 45-90-25, Ordinance No.

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Robert Demmons against
the City and County by payment of \$65,000. (Supervisor Britt)

File 45-90-26, Ordinance No.

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Nathaniel Winston by
payment of \$81,500, Lawyers Committee for Urban Affairs by payment
of \$3,822.50, and the law firm of Steinhart and Falconer by payment
of \$1,200. (Supervisor Britt)

File 45-90-27, Ordinance No.

(U.S.A. v. C.C.S.F., et al.; Davis, et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

Monday, June 18, 1990

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Joseph Morrison against the City and County by payment of \$40,000. (Supervisor Britt)

File 45-90-29, Ordinance No.

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Larry Lake against City and County by payment of \$65,000. (Supervisor Britt)

File 45-90-30, Ordinance No.

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Melvin Hayes against the City and County by payment of \$60,000. (Supervisor Britt)

File 45-90-31, Ordinance No.

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Joseph Everett against the City and County by payment of \$25,000. (City Attorney).

File 48-90-11, Ordinance No.

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Adam Young against the City and County by payment of \$8,000. (City Attorney).

File 48-90-12, Ordinance No.

Monday, June 18, 1990

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of City and County
against Keith Otto Meske by accepting consideration in the amount of
\$15,000; and discharging said Keith Otto Meske from further
liability. (City Attorney)

File 46-90-8, Ordinance No.

(Superior Court No. 907 533.)

Passed for second reading.

Adopted

[Settlement of Claim]

Resolution approving the settlement of the unlitigated claim of
Henry Li by payment of \$10,124. (City Attorney)

File 48-90-9, Resolution No. 476-90

Adopted.

[Settlement of Claim]

Resolution authorizing the settlement of the unlitigated claim of
Rodolfo Melara by payment of \$12,500. (City Attorney)

File 48-90-10, Resolution No. 477-90

(Claim No. 8804907.)

Adopted.

The foregoing items on the Consent Calendar were acted upon by
the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hsieh, Nelder,
Walker - 6.

Absent: Supervisors Gonzalez, Hongisto, Kennedy, Maher,
Ward - 5.

REGULAR CALENDAR

UNFINISHED BUSINESS

Monday, June 18, 1990

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$885,300, Retirement System, for non-work order services of other departments-City Attorney and services of other departments - Workers' Compensation, for fiscal year 1989-90; providing for ratification of action previously taken. (Controller)

File 101-89-138, Ordinance No. 222-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Kennedy, Ward - 3.

[Government Funding]

Ordinance appropriating \$282,542, Municipal Railway, for capital improvement project (SEPTA-PCC Street Cars); rescinding \$282,542 from capital improvement project (McAllister Street Contra - Flow Lanes), for fiscal year 1989-90. (Controller)

File 101-89-142, Ordinance No. 224-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Kennedy, Ward - 3.

[Government Funding]

Ordinance appropriating \$1,775,000, Hetch Hetchy, for purchase power for resale and electricity transmission service charge, for fiscal year 1989-90; providing for ratification of action previously taken. (Controller)

File 101-89-154, Ordinance No. 231-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Kennedy, Ward - 3.

Monday, June 18, 1990

[Government Funding]

Ordinance rescinding various capital improvement projects appropriation from the General Fund, \$36,468, General Fund Project \$59,640, Municipal Railway, \$801,148, Capital Improvement Project fund, \$1,084,523, San Francisco General Hospital, \$7,304 and Laguna Honda Hospital, \$12,805, for fiscal year 1989-90. (Controller)

File 101-89-155, Ordinance No. 232-90

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Gonzalez, Kennedy, Ward - 3.

(Supervisor Maher dissenting in Committee.)

[Handicapped Access Appeals Board]

Ordinance amending Administrative Code, which establishes a board to hear appeals involving enforcement of State handicapped access regulations; amending the Building Code to re-enact the provisions of Administrative Code Article X with modifications authorizing the board to hear matters involving enforcement of local handicapped access regulations, providing for compensation to board members, and setting forth appeal procedures; amending the Building Code, to add a fee for filing an appeal to the board; providing for waiver of fee. (Department of Public Works)

File 97-90-12, Ordinance No. 221-90

(Repeals Administrative Code Sections 5.92, 5.93, and 5.94;
Adds Building Code Section 215 and amends Section 332.3.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Nelder, Walker - 7.

Noes: Supervisor Maher - 1.

Absent: Supervisors Gonzalez, Kennedy, Ward - 3.

Recommendation of Economic and Social Policy Committee

Adopted

[Public Inebriates Policy]

Resolution urging the Mayor to urge the Health Commission, the Police Commission and the Sheriff to extend for public inebriates who are charged with "drunk in public" (Section 647F of the Penal Code) a community-based social model detoxification and treatment program with medical accessibility for the acute and long term care of these clients. (Supervisor Walker)

Monday, June 18, 1990

File 219-90-1. Resolution No. 470-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Walker - 8.

Noes: Supervisor Nelder - 1.

Absent: Supervisors Kennedy, Ward - 2.

NEW BUSINESS

Recommendations of Finance Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$938,167, Police Department, for facilities maintenance project (pistol range renovation) for fiscal year 1989-90. (Controller)

File 101-89-145. Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Government Funding]

Ordinance appropriating \$4,220,846, Police Department, for capital improvement project (Police facilities improvements) for fiscal year 1989-90. (Supervisor Walker)

File 101-89-157. Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[General Assistance - Income Disregard]

Ordinance amending Administrative Code, General Assistance Program, to permit the General Manager of the Department of Social Services to institute an income disregard program when determining eligibility and grant amounts of general assistance clients who have wage earnings as defined herein; providing for six month review. (Supervisor Walker)

Monday, June 18, 1990

File 97-90-28, Ordinance No.

(Amends Section 20.57.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Adopted

[Redevelopment Agency Bonds]

Resolution approving the issuance by the Redevelopment Agency of the City and County of its Yerba Buena Center Redevelopment Project Liquidity Facility Revenue Refunding Bonds, Series 1990 in an aggregate principal amount not to exceed \$16,785,000. (Redevelopment Agency)

File 170-90-9, Resolution No. 469-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Recommendations of Administration and Oversight Committee

Adopted

[Public Employees' Retirement Contract]

Resolution of intention to approve an amendment to the contract between the Board of Administration of the Public Employees' Retirement System and the Board of Supervisors of the City and County regarding Probation Officers and Juvenile Hall Counselors. (Mayor)

File 154-89-3, Resolution No. 471-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Passed for Second Reading:
Consideration Continued

Monday, June 18, 1990

[Contract Amendment]

Ordinance authorizing an amendment to the contract between the Board of Administration of the California Public Employees' Retirement System and the City and County of relating to retirement benefits for certain City employees (Probation Officers and Juvenile Hall Counselors); companion measure to File 154-89-3. (Mayor)

File 154-89-3.1, Ordinance No.

(Pursuant to Government Code Section 20460, at least 20 days must lapse between approval of Resolution of Intention. Therefore, subject ordinance may be passed for second reading and continued to July 23, 1990.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Supervisor Britt, seconded by Supervisor Walker, moved to continue consideration to July 23, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Adopted

[Appointment]

Resolution appointing new member to the Emergency Medical Care Committee. (Administration and Oversight Committee)

File 92-89-15.4, Resolution No. 479-90

(Michael Whooley, paramedic, for three-year term ending June 30, 1992.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Appointments]

Resolution appointing members to the Emergency Medical Care Committee, terms expiring June 30, 1990, for the three-year terms ending June 30, 1993. (Administration and Oversight Committee)

File 92-90-12.3, Resolution No. 483-90

Monday, June 18, 1990

(Frank R. Lewis, vice himself, San Francisco General Hospital;
Robert Neal, vice himself, Community College;
Joseph Mignola, Jr., vice himself, Consumer;
Kathy Lenihan, vice herself, American Heart Association.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Appointment of President Pro Tempore

At the request of the President, Supervisor Walker assumed the Chair.

[Official Newspaper]

Resolution designating certain newspapers to be official newspapers of the City and County, commencing July 1, 1990 for specified categories of official advertising. (Purchaser)

File 112-90-1, Resolution No. 473-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

[Non-Competitive Examination]

Resolution finding that reasonable publicity of a proposed examination for the position of 2555 Physical Therapy Assistant has been given, and approving the holding of an examination for one qualified applicant pursuant to Charter Section 8.321. (Civil Service Commission)

File 222-90-1, Resolution No. 472-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto,
Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Recommendations of City Services Committee

Passed for Second Reading

Monday, June 18, 1990

[Home Detention]

Ordinance amending Administrative Code, authorizing the Sheriff to establish a Home Detention Program for minimum security county prisoners. (Supervisor Alioto)

File 97-90-25, Ordinance No.

(Adds Section 13.63.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 9.

Absent: Supervisors Kennedy, Ward - 2.

Adopted

[Rescinding Permit]

Resolution rescinding Resolution No. 184-74 of the Board of Supervisors granting permission to occupy a portion of the subsidewalk area with a grease interceptor on the west side of Mason Street, south of Northpoint Street, being 2455 Mason Street, Lot 1 in Assessor's Block 30. (Department of Public Works)

File 10-90-3, Resolution No. 475-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Britt, Kennedy, Ward - 3.

[Permit Appeal]

Motion approving decision of Director of Public Works to issue a permit to occupy a portion of the sidewalk area at 3571 21st Street, frontage on 21st Street, to construct four-foot high fence with existing planter and existing warped driveway ramp. (City Services Committee)

File 24-90-3

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Britt, Kennedy, Ward - 3.

[Permit Appeal]

Motion approving decision of Director of Public Works to issue a permit to occupy a portion of the sidewalk area at 3988 - 20th

Monday, June 18, 1990

Street, frontage on 20th Street, to construct two steps of the front entrance stair. (City Services Committee)

File 24-90-4

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Britt, Kennedy, Ward - 3.

From the Clerk

Adopted

[New Condominium]

Motion approving final map of 700 Fell Street, a condominium, being a resubdivision of Lot 50 in Assessor's Block 821; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-90-17

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Britt, Kennedy, Ward - 3.

Called from Administration and Oversight Committee
by Supervisor Hsieh

Consideration Continued

[Mayor's Office Budget]

Resolution urging the Mayor to reduce the budget of the Mayor's Office by one million dollars through the elimination of staff positions. (Supervisors Hsieh, Nelder)

File 165-90-1. Resolution No.

Supervisor Hsieh, seconded by Supervisor Nelder, moved to continue consideration to June 25, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Britt, Kennedy, Ward - 3.

Monday, June 18, 1990

SPECIAL ORDER - 4:00 P.M.

Hearing Held

[Public Hearing]

Public hearing on the proposed Annual Budget of the City and County of San Francisco and proposed Annual Appropriation Ordinance for fiscal year 1990-91.

File 100-90-1

The privilege of the floor was granted to the following persons:

Dorothy Gary;
Artie Kerker;
Dottie Low;
Dorothy Evelez;
Jean Taggart Warren;
Lee Molten;
Valerie Hyne;
Joe Maragay;
Frank Brooks;
John Balentine;
Ace Washington;
Steve Cree;
Julie Barry;
Sharon Farmer;
Sally Randolph;
David Volten;
Aratta Holten;
Lisa Martinovich;
Claudia Brousant
Chin
Donna Mignoni;
Michael Koeling
Crown Prince Arcadia;
Sally Grand;
Sandy Scott;
Martha More;
Mr. Delaney;
Joanne Baker;
Ms. Stearn;
Stewart Cadwell;
Joe Noko;
Dennis Morris;
Roy Wolfe;
Chris Smith;
Maria Una;
Mr. Goldstein.

COMMITTEE REPORTS

Recommendations of Economic and Social Policy Committee

Monday, June 18, 1990

Passed for Second Reading

[Animal Permits]

Ordinance amending Part II, Chapter V of the San Francisco Municipal Code (Health Code) by amending Section 37 relating to the keeping of small animals. (Supervisor Kennedy)

File 118-90-3, Ordinance No.

Supervisor Gonzalez presented as a recommendation of Economic and Social Policy Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Hongisto, Kennedy, Walker, Ward - 4.

Consideration Continued

[Embarcadero Freeway]

Resolution supporting Senate Bill 2591, which would delete the Embarcadero Freeway from the State Highway System, subject to availability of funding for alternative roadway. (Supervisor Gonzalez)

File 272-90-3, Resolution No.

Supervisor Gonzalez presented as a recommendation of Economic and Social Policy Committee.

Supervisor Hsieh, seconded by Supervisor Hongisto, moved to continue consideration to June 25, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Nelder - 4.

Noes: Supervisors Gonzalez, Maher, Walker - 3.

Absent: Supervisors Britt, Hongisto, Kennedy, Ward - 4.

[Embarcadero Freeway Replacement]

Resolution endorsing the replacement of the damaged Embarcadero Freeway with an interim surface roadway while the planning, funding and analysis for the subsurface road is prepared. (Supervisor Maher)

File 272-90-4, Resolution No.

Supervisor Gonzalez presented as a recommendation of Economic and Social Policy Committee.

Monday, June 18, 1990

Supervisor Maher, seconded by Supervisor Alioto, moved to continue consideration to June 25, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Maher, Nelder, Walker - 8.

Absent: Supervisors Britt, Kennedy, Ward - 3.

Adopted

[Neighborhood Conservation Interim Controls]
Resolution ratifying City Planning Commission Resolution No. 11900 imposing a six-month extension of the Neighborhood Conservation Interim Controls governing alterations and new construction within all residential districts with a height limit of 40 feet or less and the demolition of single and two-family residential buildings in RH-1, RH-1(D), RH-1(S) and RH-2 use districts. (City Planning)

File 111-90-2, Resolution No. 481-90

Supervisor Gonzalez presented as a recommendation of Economic and Social Policy Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Maher, Nelder, Walker - 6.

Absent: Supervisors Britt, Hongisto, Hsieh, Kennedy, Ward - 5.

[Neighborhood Conservation Interim Reclassifications]
Resolution ratifying City Planning Commission Resolution No. 11920 imposing a six-month extension of the Neighborhood Conservation Interim Reclassifications to RH-2 designations on partial blocks in RH-3 (House, Three-Family), RM-1 (Mixed, Low-Density) and RM-2 (Mixed, Moderated Density) that are predominantly single and two-family in character in the area bounded by Lake Street, 48th Avenue, Fulton Street and Arguello Boulevard; the area bounded by Lincoln Way, the Great Highway, Ulloa Street and 19th Avenue; and the area bounded by Lincoln Way, Frederick Street, Stanyan Street and Third Avenue. (City Planning)

File 111-90-3, Resolution No. 482-90

Supervisor Gonzalez presented as a recommendation of Economic and Social Policy Committee.

Adopted by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hallinan, Maher, Nelder, Walker - 6.

Monday, June 18, 1990

Absent: Supervisors Britt, Hongisto, Hsieh, Kennedy, Ward - 5.

PUBLIC COMMENT

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the Public Comment portion of the meeting closed.

The President reassumed the Chair.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or by a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolution. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from the Adoption Without Committee Reference Calendar

Supervisor Nelder requested that the following measure be severed from the Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Designated Dog Run]

Resolution urging the Mayor to urge the Recreation and Park Commission to designate the meadow east of the Stern Grove ((Concert Hall)) parking lot as a dog run; urging the Chief Administrative Officer to urge the Animal Control Department to cease and desist raids upon dog owners who use the meadow until such time as the dog run is designated. (Supervisor Nelder)

File 193-90-12, Resolution No. 480-90

(June 11, 1990 - Introduced in Board for consideration on
June 18, 1990.)

Supervisor Nelder, seconded by Supervisor Maher, moved an amendment of the whole entitled, "Urging the Mayor to urge the Recreation and Park Commission to designate the meadow east of the Stern Grove parking lot as a dog run; urging the Chief Administrative Officer to urge the Animal Control Department to cease and desist raids upon dog owners who use the meadow until such a time as the dog run is designated."

Monday, June 18, 1990

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Hongisto, Kennedy, Walker, Ward - 4.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Hongisto, Kennedy, Walker, Ward - 4.

The Board resumed its consideration of the following item on the Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[Swimming Pool Hours]

Resolution acknowledging the extraordinary physical, mental and emotional health resource and benefit of San Francisco's public swimming pools and their impact upon the enhancement and maintenance of the quality of life for all San Franciscans; urging the Mayor to restore funding to all Recreation and Park Department Swimming Pools and to preserve all current pool hours. (Supervisor Nelder)

File 193-90-13, Resolution No. 474-90

(June 11, 1990 - Introduced in Board for consideration on June 18, 1990.)

Adopted.

The foregoing item on the Adoption Without Committee Reference Calendar was acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Hongisto, Kennedy, Walker, Ward - 4.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the calendar was published (if the resolution is not printed on this calendar), and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

Monday, June 18, 1990

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-25, Resolution No. 463-90

(Thad Brown, Tax Collector, August 28 - September 4 and October 4 - 26; Mary I. Callanan, Treasurer, July 7 - 22; Robert T. Cockburn, Executive Director, Clean Water Program, May 29 - June 1; Anthony J. DeLucchi, Director of Property, July 14 - August 5; Sharon B. Duvall, member, Airports Commission, June 16 - 23; Anne Halsted, member, Port Commission, June 13 - 16 and 25 - 27; Frederick F. Postel, Chief of Fire Department, June 23 - 26; Louise H. Renne, City Attorney, June 9 - 12; L. A. Turpen, Director of Airports, June 22 - 27, 1990.)

Adopted.

(The Immediate Adoption Calendar includes the following resolutions submitted after preparation of the calendar.)

[Human Rights - 1990 National Bisexual Conference]

Resolution welcoming the 1990 National Bisexual Conference to San Francisco, commending the bisexual rights community for its leadership in the cause of social justice, and memorializing the Mayor to declare June 23, 1990 "Bisexual Pride Day in San Francisco."

File 4-90-22, Resolution No. 464-90

Supervisors Hongisto, Britt, Alioto, Hallinan presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Eddy Street on July 8, 1990, for the Seventh Annual Tenderloin Make-A-Circus.

File 42-90-21, Resolution No. 465-90

Supervisor Ward presented for immediate adoption.

Adopted.

[Child Victim Witness Project]

Resolution authorizing the District Attorney of the City and County of San Francisco to apply for and accept funds in the amount of \$141,460 made available through the Office of the Attorney General for a project entitled "Child Victim Witness Investigative Pilot Project".

Monday, June 18, 1990

File 138-90-2, Resolution No. 466-90

Supervisors Britt, Alioto, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward, Nelder presented for immediate adoption.

Adopted.

[Police Officer Weapons]

Resolution urging the Mayor to urge the Police Commission to provide training and arms to any San Francisco police officer of any rank who wants to be trained and armed with automatic weapons; urging that the Mayor and Police Commission investigate access to and use of firing ranges in surrounding areas for such training; encouraging the identification of and participation in funding for such a program of training and armedness from private sources; urging that if private funding is not sufficient to train every qualified officer by December 31, 1990, the City and County of San Francisco should commit funds to supplement the difference in cost.

File 207-90-3, Resolution No. 484-90

Supervisors Nelder and Hongisto presented for immediate adoption.

Adopted.

[Arts Funding]

Resolution recognizing the significance of the Sharon Art Studio to thousands of San Franciscans, including youth and seniors, who utilize this valuable and unique municipal resource; urging the Mayor to urge the Recreation and Park Department to immediately restore full funding to the studio in the 1990-91 budget.

File 242-90-2, Resolution No. 485-90

Supervisor Nelder presented for immediate adoption.

Adopted.

[Citywide Communication System]

Resolution urging His Honor, the Mayor, and the Chief Administrative Officer to take the necessary and appropriate steps to purchase and implement a new citywide communication system usable by each and every City department at all times, including in the event of a disaster.

File 247-90-1, Resolution No. 467-90

Supervisor Nelder presented for immediate adoption.

Adopted.

Monday, June 18, 1990

[Earthquake Emergency Relief Fund Expenditure]
Resolution approving expenditure of \$130,000 from the Mayor's Earthquake Emergency Relief Fund to provide Department of Public Works with funds for a traffic mitigation program and to conduct a soil study.

File 270-90-15. Resolution No. 468-90

Supervisor Hallinan presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder - 7.

Absent: Supervisors Hongisto, Kennedy, Walker, Ward - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Ballot Simplification Committee]
Ordinance amending Administrative Code Section 5.70 relating to the composition of the Ballot Simplification Committee. (Supervisor Walker presented.) Referred to Administration and Oversight Committee.

File 97-90-32

[Contract Amendment - Airport Police]
Ordinance authorizing an amendment to the contract between the Board of Administration of the California Public Employees' Retirement System and the City and County of San Francisco relating to retirement benefits for certain employees. (Supervisor Nelder presented.) Referred to the Administration and Oversight Committee with request it be considered at the June 26, 1990 meeting.

File 154-90-3

[National Healthcare Now Week]
Resolution urging the Mayor to declare the week of September 1, 1990 through September 7, 1990 National Healthcare Now Week. (Supervisor Hallinan presented.) Referred to City Services Committee.

File 4-90-23

Monday, June 18, 1990

[Homeless Programs]

Resolution commending the Mayor on his new initiatives to reduce homelessness in San Francisco, and urging the Mayor to implement these initiatives as quickly as possible. (Supervisor Kennedy presented.) Referred to Economic and Social Policy Committee.

File 83-90-1

[Grant - State]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to apply for, accept and expend a grant of \$385,797 from the State of California, Department of Alcohol and Drug Programs, to provide funds for equipment purchase and start-up program services. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the June 27, 1990 meeting.

File 146-90-44

[PERS Contract - Airport Police]

Resolution of intention to approve an amendment of the contract between the Board of Administration of the Public Employees' Retirement System and the Board of Supervisors of the City and County of San Francisco regarding Airport Police Officers. (Supervisor Nelder presented.) Referred to Administration and Oversight Committee with request it be considered at the June 26, 1990 meeting.

File 154-90-2

[General Obligation Bonds]

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: jail facilities to be constructed or reconstructed partially from State grants and partially from matching funds from bonds to be issued under this proposition, will provide funds for the foregoing purposes including related acquisition, construction or reconstruction necessary or convenient for the foregoing purpose, that the estimated cost of \$24,000,000 for said municipal improvement is and will be too great to be paid out of the ordinary annual income of said City and County and will require an incurring of a bonded indebtedness. (Supervisor Walker presented on behalf of the Sheriff.) Referred to Finance Committee with request it be considered at the June 27, 1990 meeting.

File 170-90-10

[Ballot Measure]

Charter Amendment (Second Draft) amending Sections 8.509, 8.511, 8.557, 8.559-13, 8.581, 8.585-13, 8.586-13 and 8.588-13 regarding employment after retirement for miscellaneous and safety employees. (Supervisor Nelder presented.) Referred to Administration and Oversight Committee with request it be considered at the June 26, 1990 meeting.

Monday, June 18, 1990

File 235-90-1

[Ballot Measure]

Draft Charter amendment (skeletal) removing the airport parking facility from the jurisdiction of the Airport and placing it under the Transportation and Parking Authority. (All revenue from the airport parking facility shall accrue to the general fund subject to expiration of any present legal requirements.) (Supervisor Maher presented.) Referred to Administration and Oversight Committee.

File 245-90-1

[Ballot Measure]

Draft Charter amendment (skeletal) amending Sections 8.509 and 8.584 regarding early service retirement for miscellaneous employees. (Supervisor Hsieh presented.) Referred to Administration & Oversight Committee.

File 246-90-1

Request for Hearings

File 60-90-12, by Supervisor Hongisto: To consider the school safety tax and inequities of provisions of the tax (Prop. B June 1990 Election). Referred to Finance Committee.

File 60-90-12.1, by Supervisor Nelder: To consider whether a measure may be submitted to the voters that would clarify the effect of Prop. B and enable them to reconsider whether Prop. B shall continue in effect. Referred to Finance Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kennedy, that City Attorney prepare legislation requiring permission from parent or guardian to adhere acrylic nails to persons under the age of 18; and whether enforcement is possible.

By Supervisor Alioto, that letter be sent to the Department of Public Works inquiring into the appropriateness of establishing a four-way stop at 20th and Diamond Streets.

By Supervisor Alioto, that letter be sent to the Department of Public Works inquiring into the need to repaint the yellow center dividing lines on 20th Street between Collingwood and Diamond Streets.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Monday, June 18, 1990

Doug Jackson (Supervisor Britt)

File 2-90-26

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:51 p.m. adjourned.

John L. Taylor, Clerk

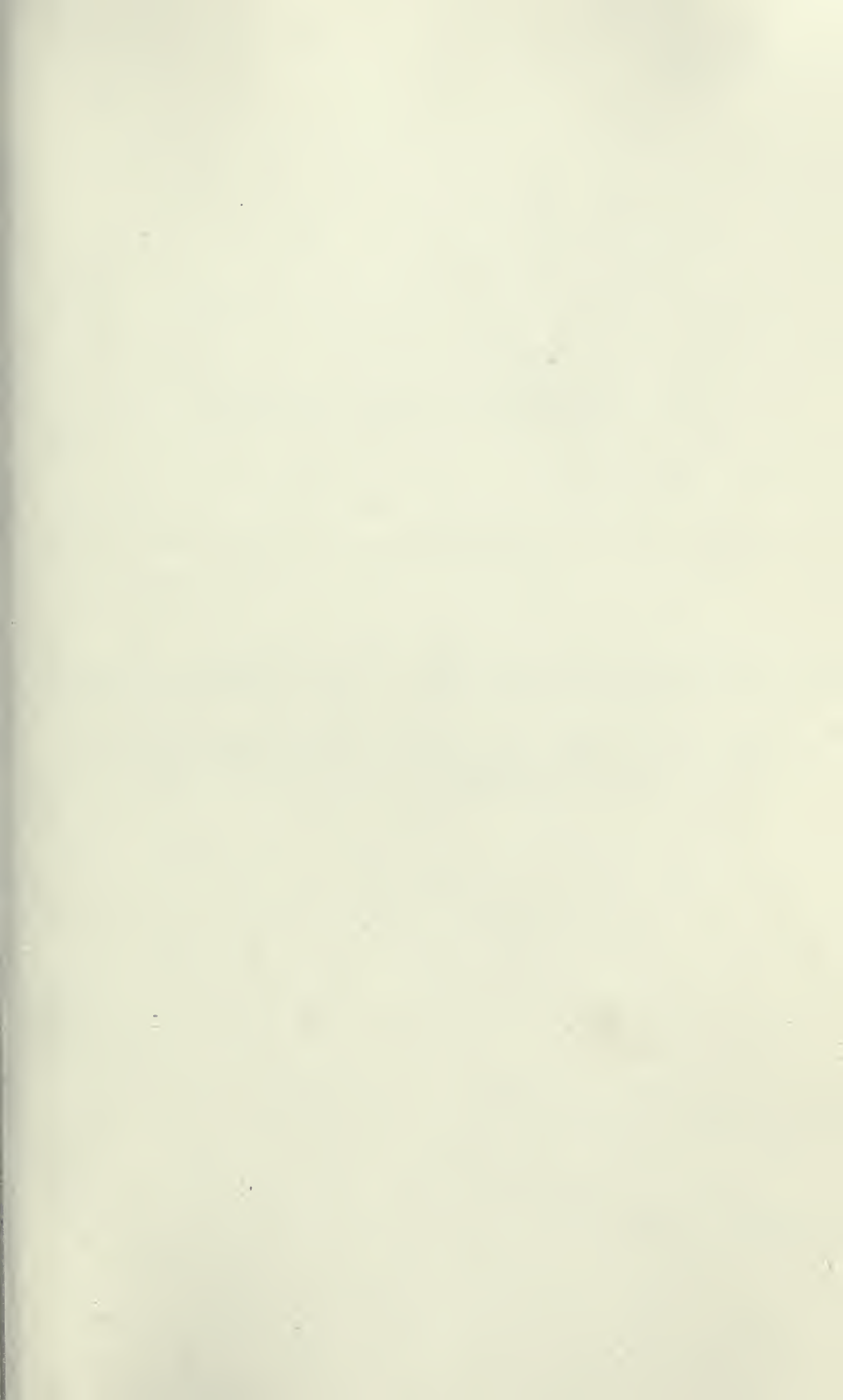
N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, June 18, 1990

Approved by the Board of Supervisors on December 17, 1990.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors



6/25/90
Vol. 85

No. 26

Monday, June 25, 1990

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, June 25, 1990 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Harry G. Britt presiding.

CALLING THE ROLL

The meeting was called to order at 2:08 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Britt, Gonzalez, Hallinan, Kennedy, Nelder, Walker - 6.

Noted absent at first roll call:

Supervisors Alioto, Hongisto, Hsieh, Maher, Ward - 5.

Quorum present.

Supervisor Alioto was noted present at 2:12 p.m.

Supervisor Hongisto was noted present at 2:10 p.m.

Supervisor Hsieh was noted present at 2:10 p.m.

Supervisor Maher was noted present at 2:10 p.m.

Supervisor Ward was noted present at 2:12 p.m.

Presentation of Guests

Supervisor Ward introduced and welcomed Norman Rice, Mayor of Seattle, and his wife, Dr. Constance Rice.

There being no objection, on motion by Supervisor Ward, seconded by Supervisor Walker, the Rules were suspended to allow Mayor Rice to speak.

Supervisor Britt thereupon introduced and welcomed a delegation from the Junior Statesmen Council.

Monday, June 25, 1990

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Walker, moved that the Journal of Proceedings for Monday, February 12, 1990, be approved.

Motion carried by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Alioto, Ward - 2.

COMMUNICATION

Consideration of Mayor's Veto

Consideration Continued

[Prevailing Wages]

Ordinance amending Chapter VI of the San Francisco Administrative Code by adding Sections 6.56 through 6.62 thereto, requiring all contractors for health care services to pay prevailing wages to persons providing support services, adopting definitions, setting procedure for determining prevailing wage rates, binding subcontractors, requiring records, and setting penalties for non-compliance. Returned disapproved by Mayor. Consideration continued to July 2, 1990, Board Meeting.

File 97-90-26

The Clerk presented a communication from Mayor Agnos, dated June 20, returning with his veto subject proposed ordinance.

Supervisor Hongisto, seconded by Supervisor Walker, moved to continue consideration to July 2, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker - 9.

Absent: Supervisors Alioto, Ward - 2.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Hallinan requested that the following measure be severed from the Consent Calendar and considered separately.

Monday, June 25, 1990

Recommendation of Economic and Social Policy Committee

Consideration Continued

[Traffic Regulations]

Resolution enacting and rescinding traffic regulations, various streets. (Supervisor Ward)

File 20-90-9, Resolution No.

(Tow-Away, No Stopping 3:00 P.M. to 6:00 P.M., Monday Through

Friday - Establish

Battery Street, east side, from Market Street to Clay Street;

Tow-Away, No Stopping 4:00 P.M. to 6:00 P.M., Monday Through

Friday - Rescind

Tow-Away, No Stopping 3:00 P.M. to 6:00 P.M., Monday Through

Friday - Establish

Mission Street, both sides, from Steuart Street to Main Street;

Mission Street, north side, from Beale Street to Fifth Street;

Mission Street, south side, from Beale Street to Fremont Street;

Mission Street, south side, from First Street to Third Street;

First Street, west side, from Market Street to Howard Street;

New Montgomery Street, east side, from Jessie Street to Howard Street;

New Montgomery Street, west side, from Jessie Street to Howard Street;

Third Street, east side, from Market Street to Howard Street;

Third Street, west side, from Market Street to Mission Street;

Beale Street, east side, from Market Street to Mission Street;

Clay Street, south side, from Drumm Street to Sansome Street;

Clay Street, south side, from Montgomery Street to Kearny Street;

Sacramento Street, south side, from Drumm Street to Kearny Street;

California Street, north side, from Kearny Street to Drumm Street;

California Street, south side, from Montgomery Street to Drumm Street;

Pine Street, north side, from Sansome Street to Kearny Street;

Pine Street, south side, from Montgomery Street to Kearny Street;

Bush Street, south side, from Sansome Street to Kearny Street;

Sutter Street, both sides, from Sansome Street to Kearny Street;

Davis Street, east side, from Market Street to Clay Street;

Davis Street, west side, from Sacramento Street to Clay Street;

Front Street, both sides, from Market Street to Pine Street;

Battery Street, west side, from Market Street to Clay Street;

Sansome Street, east side, from Pine Street to Bush Street;

Sansome Street, west side, from Bush Street to Washington Street;

Montgomery Street, west side, from Market Street to Washington Street;

Kearny Street, east side, from California Street to Columbus Avenue;

Kearny Street, west side, from Market Street to Columbus Avenue.

Multiple Turn Lanes - Establish

Sixth Street, northbound, at Bryant Street (Right Turn);

Bryant Street, eastbound, at Fifth Street (Left turns into Fifth

Monday, June 25, 1990

Street or Freeway On-Ramp as designated by signs and pavement markings.)

Fifth Street, northbound, at Howard Street (Left Turn);

Brannan Street, eastbound, at Fifth Street (Left Turn);

Drumm Street, northbound, at Washington Street (Right Turn, Nos. 3 and 4 Lanes);

Drumm Street, northbound, at Washington Street (Left Turn, Nos. 1 and 2 Lanes).

Left Lane Must Turn Left - Establish

Drumm Street, northbound, at Sacramento Street;

Sixth Street, southbound, at Bryant Street.

Tow-Away, No Stopping Anytime - Establish

Sixth Street, west side, from approximately 40 feet north of Bryant Street to Brannan Street;

Fifth Street, east side, from Howard Street to Minna Street.

One-Way Street - Establish

Fifth Street, between Howard and Bryant Streets - One-way northbound;

Sixth Street, between Howard and Bryant Streets - One-Way southbound;

Drumm Street, between Market and Sacramento Streets - One-Way northbound;

Drumm Street, between Clay and Washington Streets - One-Way northbound;

Davis Street, between Clay and Washington Streets - One-Way southbound).

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to continue consideration to July 2, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 9.

Noes: Supervisors Gonzalez, Walker - 2.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

CONSENT CALENDAR

Recommendations of Finance Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$938,167, Police Department, for facilities maintenance project (pistol range renovation); for fiscal year 1989-90. (Controller)

Monday, June 25, 1990

File 101-89-145, Ordinance No. 254-90

Finally passed.

[Government Funding]

Ordinance appropriating \$4,220,846, Police Department, for capital improvement project (Police facilities improvements) for fiscal year 1989-90. (Supervisor Walker)

File 101-89-157, Ordinance No. 255-90

Finally passed.

[General Assistance - Income Disregard]

Ordinance amending Administrative Code, General Assistance Program, to permit the General Manager of the Department of Social Services to institute an income disregard program when determining eligibility and grant amounts of general assistance clients who have wage earnings as defined herein; providing for six month review. (Supervisor Walker)

File 97-90-28, Ordinance No. 253-90

(Amends Section 20.57.)

Finally passed.

Recommendations of Administration and Oversight Committee

Finally Passed

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Mike Crowley against the City and County by payment of \$10,000. (City Attorney)

File 45-90-14, Ordinance No. 235-90

(Municipal Court No. 928-771.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Carmen Cabrera, Violet Garcia, Richard Cabrera, Mario Cabrera and Albert Cabrera against the City and County by payment of \$7,000. (City Attorney)

File 45-90-17, Ordinance No. 236-90

(Superior Court No. 882-678.)

Monday, June 25, 1990

Finally passed.

[Settlement of Claim]

Ordinance authorizing settlement of claim of Charles Johnson against the City and County, by payment of \$25,000. (City Attorney).

File 45-90-19, Ordinance No. 237-90

(United States District Court Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Joseph King against the City and County by payment of \$10,000. (City Attorney)

File 45-90-20, Ordinance No. 238-90

(U.S.A. v. C.C.S.F., et al.; Davis, et al. v. C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Audrey Lee against the City and County by payment of \$30,000. (City Attorney)

File 45-90-21, Ordinance No. 239-90

(U.S.A. v. C.C.S.F., et al.; Davis, et al. v. C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Claim]

Ordinance authorizing settlement of claim of Michael Jones against the City and County by payment of \$15,000. (City Attorney)

File 45-90-22, Ordinance No. 240-90

(U.S.A. v. C.C.S.F., et al.; Davis, et al. v. C.C.S.F., Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Claim]

Ordinance authorizing settlement of claim of James Dunson against the City and County by payment of \$55,000. (Supervisor Britt)

Monday, June 25, 1990

File 45-90-23, Ordinance No. 241-90

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Claim]

Ordinance authorizing settlement of claim of Jimmie T. Braden
against the City and County by payment of \$85,000. (Supervisor
Britt)

File 45-90-24, Ordinance No. 242-90

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Claim]

Ordinance authorizing settlement of claim of James Outley against
the City and County by payment of \$12,000. (Supervisor Britt)

File 45-90-25, Ordinance No. 243-90

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Robert Demons against
the City and County by payment of \$65,000. (Supervisor Britt)

File 45-90-26, Ordinance No. 244-90

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Nathaniel Winston by
payment of \$81,500, Lawyers Committee for Urban Affairs by payment
of \$3,822.50, and the law firm of Steinhart and Falconer by payment
of \$1,200. (Supervisor Britt)

File 45-90-27, Ordinance No. 245-90

Monday, June 25, 1990

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Joseph Morrison against
the City and County by payment of \$40,000. (Supervisor Britt)

File 45-90-29, Ordinance No. 246-90

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Larry Lake against City
and County by payment of \$65,000. (Supervisor Britt)

File 45-90-30, Ordinance No. 247-90

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Melvin Hayes against
the City and County by payment of \$60,000. (Supervisor Britt)

File 45-90-31, Ordinance No. 248-90

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Joseph Everett against
the City and County by payment of \$25,000. (City Attorney).

File 48-90-11, Ordinance No. 250-90

(U.S.A. v. C.C.S.F., et al.; Davis , et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

Monday, June 25, 1990

[Settlement of Lawsuit]

Ordinance authorizing settlement of claim of Adam Young against the City and County by payment of \$8,000. (City Attorney).

File 48-90-12, Ordinance No. 251-90

(U.S.A. v. C.C.S.F., et al.; Davis, et al. v. C.C.S.F.,
Nos. C84-7089 MHP and C84-1100 MHP (Consolidated).)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of City and County against Keith Otta Meske by accepting consideration in the amount of \$15,000; and discharging said Keith Otto Meske from further liability. (City Attorney)

File 46-90-8, Ordinance No. 249-90

(Superior Court No. 907 533.)

Finally passed.

Recommendation of City Services Committee

Finally Passed

[Home Detention]

Ordinance amending Administrative Code, authorizing the Sheriff to establish a Home Detention Program for minimum security county prisoners. (Supervisor Alioto)

File 97-90-25, Ordinance No. 252-90

(Adds Section 13.63.)

Finally passed.

Recommendations of Economic and Social Policy Committee

Adopted

[Parking Regulations]

Resolution enacting and rescinding parking regulations on Hyde Street. (Economic and Social Policy Committee)

File 19-90-7, Resolution No. 493-90

(No Parking Anytime, Except Tour Buses - Rescind

No Parking, 10:00 A.M. to 4:00 P.M., Everyday, Except Tour Buses
- Establish

Hyde Street, east side, from Jefferson Street to Beach Street.)

Monday, June 25, 1990

Adopted.

[Traffic Regulations]

Resolution enacting and rescinding traffic regulations, various streets. (Economic and Social Policy Committee)

File 20-90-7, Resolution No. 494-90

(Tow-Away, No Stopping, 7:00 A.M. to 9:00 A.M., and 3:00 P.M. to 6:00 P.M., Monday Through Friday - Establish
Fremont Street, west side, from Market Street to 144 feet south (144-foot zone).

Transit Vehicle Lane, 7:00 A.M. to 9:00 A.M., and 3:00 P.M. to 6:00 P.M., Monday Through Friday - Establish
Fremont Street, left-most northbound lane, west of the transit island, from Mission Street to Market Street.

Tow-Away, No Stopping Anytime - Rescind
Army Street, north side, from Mission Street to 85 feet west of Valencia Street.

Army Street, south side, from San Jose Avenue to 90 feet east of Valencia Street.

Left Lane Must Turn Left - Rescind
Army Street, eastbound, at Valencia Street.

No Left Turn - Establish
Army Street, eastbound, at Valencia Street.

Tow-Away, No Stopping, 6:00 A.M. to 9:30 A.M., Monday Through Friday - Establish
Army Street, south side, between San Jose Avenue and Mission Street.)

Adopted.

[Parking of Vehicles]

Resolution establishing Residential Permit Parking Area "U" in the South of Market Area, setting the boundaries therefor and the applicable time limitations. (Department of Public Works)

File 40-90-5, Resolution No. 495-90

(Clementina Street, between 9th Street and the east terminus of Clementina Street located east of Sumner Street, south side;
Folsom Street, between 7th and 9th Streets, north side;
Langton Street, between Howard and Folsom Streets, west side;
Minna Street, between 7th and 9th Streets, north side;
Natoma Street, between 7th and 9th Streets, south side;
Rausch Street, between Howard and Folsom Streets, both sides;
Tehama Street, between 8th and 9th Streets, north side.)

Adopted.

Monday, June 25, 1990

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Finally Passed

[Interim Annual Appropriation]

Interim Annual Appropriation Ordinance for fiscal year 1990-91.
(Mayor)

File 101-90-1, Ordinance No. 258-90

(An interim ordinance appropriating estimated receipts for estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 1991.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

[Interim Annual Salary Ordinance]

Interim Annual Salary Ordinance for Fiscal Year 1990-91. (Civil Service Commission)

File 102-90-1, Ordinance No. 257-90

(An ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for fiscal year ending June 30, 1991, continuing, creating or establishing these positions, enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Monday, June 25, 1990

Noes: Supervisor Nelder - 1.

Passed for Second Reading

[Quitclaim Deed]

Ordinance authorizing and directing execution of quitclaim deed by the City and County to San Francisco Unified School District, a political subdivision of the State of California, for the Galileo High School site; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Maher)

File 203-90-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Walker, Ward - 10.

Noes: Supervisor Nelder - 1.

Recommendations of Economic and Social Policy Committee

Finally Passed

[Animal Permits]

Ordinance amending the Health Code, to change the restrictions on places of business selling animals. (Supervisor Kennedy)

File 118-90-3, Ordinance No. 256-90

(Amends Section 37.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Adopted

[Embarcadero Freeway]

Resolution urging the State Legislature to delete the Embarcadero Freeway from the State Highway System, subject to availability of funding for alternative roadway. (Supervisor Gonzalez)

File 272-90-3, Resolution No. 501-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Kennedy, Maher, Walker - 6.

Noes: Supervisors Hallinan, Hongisto, Hsieh, Nelder, Ward - 5.

Monday, June 25, 1990

From Economic and Social Policy Committee
Without Recommendation

Consideration Continued

[Embarcadero Freeway Replacement]

Resolution endorsing the replacement of the damaged Embarcadero Freeway with an interim surface roadway while the planning, funding and analysis for the subsurface road is prepared. (Supervisor Maher)

File 272-90-4, Resolution No.

Supervisor Maher, seconded by Supervisor Kennedy, moved to continue consideration to July 30, 1990.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Called from Administration and Oversight Committee
by Supervisor Hsieh

Refused Adoption

[Mayor's Office Budget]

Resolution urging the Mayor to reduce the budget of the Mayor's Office by one million dollars through the elimination of staff positions. (Supervisors Hsieh, Nelder)

File 165-90-1, Resolution No.

Refused adoption by the following vote:

Ayes: Supervisors Hsieh, Maher, Nelder - 3.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Walker, Ward - 8.

NEW BUSINESS

Recommendations of Finance Committee

Adopted

[Park and Open Space Fund]

Resolution concurring with the general recommendations on the Park and Open Space Fund for fiscal year 1990-91, reserving approval or disapproval on specific acquisitions. (Supervisor Gonzalez)

File 168-90-2, Resolution No. 497-90

Monday, June 25, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Recommendations of City Services Committee

Passed for Second Reading

[Disaster Register]

Ordinance amending Health Code, to require the establishment of a registry for senior and disabled persons who wish to be contacted in the event of a disaster. (Supervisors Nelder, Alioto)

File 118-90-4, Ordinance No.

(Adds Section 266.)

Supervisor Hongisto, seconded by Supervisor Kennedy, moved to continue consideration to July 23, 1990.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Hallinan, Hongisto, Kennedy, Ward - 4.

Noes: Supervisors Alioto, Britt, Gonzalez, Hsieh, Maher, Nelder, Walker - 7.

Supervisor Hongisto, seconded by Supervisor Kennedy, moved to continue consideration to July 2, 1990.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Hongisto, Kennedy, Ward - 3.

Noes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Maher, Nelder, Walker - 8.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Walker, Ward - 11.

Adopted

[Ground Water Utilization]

Resolution urging the Mayor to urge the Public Utilities Commission to direct the Water Department to actively pursue a program of testing and utilization of the local groundwater supply. (Supervisors Hsieh, Kennedy, Nelder, Alioto, Maher, Gonzalez, Ward, Hallinan)

File 188-90-4, Resolution No. 499-90

Monday, June 25, 1990

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Absent: Supervisor Walker - 1.

[Contract or Agreement]

Resolution authorizing the Director of Public Works to execute an agreement with the State of California providing for a joint City and State participation in the design phase work for a project to construct an interchange on Interstate Route 280 near Islais Creek and authorizing the Director of Public Works to accept and expend State funds for said design phase work. (Department of Public Works)

File 172-90-3, Resolution No. 498-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Absent: Supervisor Walker - 1.

[Disaster Preparedness]

Resolution urging the Department of Public Works, through the Chief Administrative Officer, to enter into an agreement with the Associated General Contractors of California whereby the Associated General Contractors would provide free assistance in locating specialized equipment from its members that may be needed by the City in the event of a disaster. (Supervisor Gonzalez)

File 270-90-10, Resolution No. 500-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Absent: Supervisor Walker - 1.

Recommendations of Economic and Social Policy Committee

Adopted

[Paratransit Services]

Resolution urging the Mayor to urge the Public Utilities Commission to continue paratransit services to transit dependent persons using three-wheeled wheelchairs while the Commission studies transportation safety concerns. (Supervisor Alioto)

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File 7-90-6, Resolution No. 492-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Absent: Supervisor Walker - 1.

[Day Laborers Program]

Resolution urging the Mayor to authorize the establishment of a Day Laborer Pilot Program, and urging the Mayor to budget and recommend appropriation of funds for staff to implement the program, and requiring the program coordinator to appoint an advisory panel, and requiring the program coordinator to submit a report to the Mayor and the Board of Supervisors upon the conclusion of the program's pilot period for their review and determination as to whether to continue the program. (Supervisor Gonzalez)

File 216-90-1, Resolution No. 506-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Hsieh, Kennedy, Maher, Nelder, Ward - 10.

Absent: Supervisor Walker - 1.

SPECIAL ORDER - 3:00 P.M.

Hearing Held - Testimony Received

[Public Hearing]

Hearing of persons interested in or objecting to adopting and imposing schedules of sewer service and industrial cost recovery charges to be paid by users for fiscal year 1990-91.

File 21-90-1

(Filed May 30, 1990.)

The President inquired if there was anyone present desiring to speak.

The privilege of the floor was granted to the following persons:

Katherine Nash, apartment building owner.
Marguerite Warren, Chairperson, Clean Water Advisory Committee.
Alice Springwell.
Dr. Frank Moss.

There being no one else present wishing to speak, the President declared the hearing concluded.

Monday, June 25, 1990

From Chief Administrative Officer

Adopted

[Sewer Service Charge]

Resolution adopting and imposing schedules of sewer service and industrial cost recovery charges to be paid by users for fiscal year 1990-91 pursuant to Part II, Chapter X, Articles 4.1 and 4.2, of the Public Works Code; providing for a severability clause. (Chief Administrative Officer)

File 21-90-1, Resolution No. 486-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hongisto, Kennedy, Maher, Walker, Ward - 9.

Noes: Supervisor Nelder - 1.

Absent: Supervisor Hsieh - 1.

SPECIAL ORDER - 3:00 P.M.

Hearing Held - Testimony Received

[Public Hearing]

Hearing of appeal from the decision of the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT), denying the application of the South of Market Merchants and Individuals Lifestyle Events (SMMILE) for the temporary closing of the intersection of Ninth and Folsom Streets from 5:00 a.m. to 10:00 p.m., Sunday, September 23, 1990, for the Folsom Street Fair.

File 42-90-20

The President inquired if there was anyone present desiring to speak.

The privilege of the floor was granted to the following persons:

Norman Bray, Department of Public Works
Donna Schrau, Technical Director, SMMILE
Lee Meyerzove, SOMA resident
Brian Dooghar, SOMA resident
Peter Olsen;

There being no one else wishing to speak, the President declared the hearing concluded.

From the Clerk

Adopted

[Street Closing]

Resolution authorizing temporary closing of the intersection of Ninth and Folsom Streets, from 5:00 a.m. to 10:00 p.m., Sunday, September 23, 1990. (Clerk of the Board)

File 42-90-20, Resolution No. 739-90

Adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Maher - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following:

Dr. Frank Claus.

Peter Mendoza.

Robert Pegs (S.F. Painter's Union)

There being no one else wishing to speak, the Chair declared the public comment period closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Referred to Committee with Pending Amendment of the Whole

[Amnesty - Boot Immobilization Revenue Proposal]

Resolution urging the Mayor to eliminate the five percent increase in the Parking Tax from the proposed 1990-91 Budget and replace it with a Boot Immobilization and Parking Ticket Amnesty Program as passed by the Board of Supervisors in November, 1989. (Supervisor Hsieh)

File 100-90-6, Resolution No.

Supervisor Hsieh moved pending amendment, seconded by Supervisor Nelder.

Supervisor Hsieh, seconded by Supervisor Nelder, moved to suspend the rules so the resolution could be considered today without reference to committee.

Motion to suspend the rules refused adoption by the following vote:

Ayes: Supervisors Alioto, Gonzalez, Hsieh, Nelder - 4.

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Noes: Supervisors Britt, Hallinan, Kennedy, Walker, Ward - 5.

Absent: Supervisors Hongisto, Maher - 2.

The resolution was thereupon referred to committee.

IMMEDIATE ADOPTION CALENDAR

Severed from Immediate Adoption Calendar

Adopted

Supervisor Walker requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

[Election Declaration]

Resolution declaring the results of the consolidated primary election conducted June 5, 1990, in the City and County of San Francisco. (Clerk of the Board)

File 60-90-13, Resolution No. 491-90

Supervisor Walker, seconded by Supervisor Kennedy, moved to amend by deleting Julie Tang (Office No. 1) from category of Municipal Court Judge (Six-year term).

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Maher - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Maher - 2.

The Board thereupon resumed its consideration of the following items on the Immediate Adoption Calendar.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-90-26, Resolution No. 505-90

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(Jim Gonzalez, member, Board of Supervisors, June 22 - 24; Henry E. Berman, member, Fire Commission June 16 - 19; Susan Bierman, member, City Planning Commission June 24 - July 3; Connie O'Connor, President, Recreation and Park Commission, June 30 - July 8; Richard J. Evans, Director of Public Works, July 12 - 15; Anne Halsted, member, Port Commission, June 13 - 16 and June 25 - 27; Allen C. Haile, member, Social Services Commission, June 15 - 21; June 22 - 24; and June 26 - 27; Michael P. Huerta, June 26 - July 16; C. Clark Lui, member, Film and Video Arts Commission, June 27 - July 14, 1990.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Twenty-Eighth Avenue for a block party. (Supervisor Maher)

File 42-90-22, Resolution No. 490-90

(Twenty-Eighth Avenue, between Lincoln Way and Irving Street, on Saturday, June 30, 1990, from 10:00 a.m. to 10:00 p.m.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Seventh Street for filming of a motion picture. (Supervisor Walker)

File 42-90-23, Resolution No. 489-90

(Seventh Street, between Natoma and Market Streets, on Sunday, July 1, 1990, from 1:00 p.m. to 5:00 p.m.)

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Maher - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Monday, June 25, 1990

Referred to Committee

[Parking Tax Decrease]

Ordinance amending Article IX, Part III of the San Francisco Municipal Code (Parking Tax) by adding Section 602.6 thereto, to decrease the parking tax from twenty percent to eleven percent effective September 1, 1990, and by amending Section 615 thereof, to preserve existing levels of funding for senior citizens' programs; effective date. (Supervisor Nelder presented.) Referred to Finance Committee with request it be considered as soon as possible.

File 127-90-7

Adopted

[Commendation - Congregation of Sha'ar Zahav]

Resolution congratulating congregation of Sha'ar Zahav on the occasion of its thirteenth anniversary, commending the congregation for its proud and exemplary record of community service, and memorializing the Mayor to declare June 29, 1990, "Congregation Sha'ar Zahav Day in San Francisco".

File 4-90-24, Resolution No.

Supervisors Hongisto, Alioto, Britt, Gonzalez, Hallinan, Nelder, Walker and Ward presented for immediate adoption.

Supervisor Hongisto, seconded by Supervisor Hsieh, moved that the Board find the need to take action arose subsequent to printing of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Maher - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Maher - 2.

[Project Star - Gift Acceptance]

Resolution amending Resolution No. 344-90, authorizing the Mayor's Office to accept and administer donations from corporations in support of the project, by amending the amount of donations to be accepted from \$18,000 to \$40,000.

File 38-90-9, Resolution No.

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Supervisor Alioto presented for immediate adoption.

Supervisor Alioto, seconded by Supervisor Hsieh, moved that the Board find the need to take action arose subsequent to printing of the calendar.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Maher - 2.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Britt, Gonzalez, Hallinan, Hsieh, Kennedy, Nelder, Walker, Ward - 9.

Absent: Supervisors Hongisto, Maher - 2.

Referred to Committee

[Street name change]

Resolution changing the name of a portion of First Street between Bryant and Townsend Streets, to Delancey Street. (Supervisors Maher and Walker presented.) Referred to Economic and Social Policy Committee with request it be considered as soon as possible.

File 75-90-1

[Street Vacation]

Resolution declaring intention of the Board of Supervisors to vacate a portion of Diana Street southeast of Thornton Avenue and setting the hearing date for all persons interested in the proposed vacation. (Supervisor Ward presented.) Referred to Economic and Social Policy Committee.

File 164-90-3

[Mortgage Revenue Bonds]

Resolution authorizing the issuance, sale and delivery of City and County of San Francisco single family mortgage revenue bonds, series 1990 (GNMA and FNMA Mortgage-backed Securities Program), authorizing the execution and delivery of an indenture, bond purchase contract, origination, servicing and administration agreement, city commitment agreement, agency commitment agreement, home mortgage assistance trust agreement, and official statement, adopting rules and regulations and authorizing the execution and delivery of and approving other related documents and approving other related actions in connection therewith. (Supervisor Walker presented.) Referred to Finance Committee with request it be considered at the July 11, 1990, meeting.

File 170-90-11

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[First Amendment Rights]

Resolution urging the District Attorney of San Francisco to drop all charges against Joe Semien, and urging the Attorney General of the United States to drop criminal proceedings against Jock Sturges, and to urge the FBI to return his property, and declare that the San Francisco Board of Supervisors condemns any violation of First Amendment Rights of artists in the City and County of San Francisco. (Supervisor Hallinan presented.) Referred to City Services Committee with request it be considered at the July 3, 1990, meeting.

File 248-90-1

[Ballot Measure]

Charter amendment (Second Draft) amending Section 4.105, creating a position of Confidential Secretary who shall be appointed, and at the pleasure be removed, by the Chief Adult Probation Officer. (Supervisors Hsieh, Alioto and Nelder presented.) Referred to Administration and Oversight Committee with request it be considered at the June 26, 1990, meeting.

File 225-90-1

[Ballot Measure]

Charter amendment (skeletal) amending Sections 2.100 and 9.100, reducing the number of members of the Board of Supervisors and adjusting the manner in which the members of the Board of Supervisors are compensated. (Supervisor Hsieh presented.) Referred to Administration and Oversight Committee with request it be considered at the July 10, 1990, meeting.

File 249-90-1

Requests for Hearings

File 30-90-9, By Supervisor Walker: To consider the Department of Public Health's Strategic Plan for Mental Health, Substance Abuse and Forensic Services (Preliminary Version, July 1990). Referred to Economic and Social Policy Committee.

File 163-90-1, By Supervisor Nelder: To consider the street construction taking place the entire length of Polk Street and the loss of business in terms of revenue and income to the local merchants as a result of the physical dislocation of parking spaces. Referred to City Services Committee.

Motion

Referred to Committee

Motion ordering submission of an ordinance amending Article IX, Part III of the Municipal Code (Parking Tax), by adding Section 602.6, decreasing the parking tax from twenty percent to eleven percent and

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adding Section 615 providing that monies allocated to senior citizens' programs from parking tax revenues shall not be less in 1989-90. (Supervisor Nelder presented.) Referred to Finance Committee.

File 250-90-1

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to the Planning Commission inquiring about the proposal to remove all surface parking from Pier 7, around the Ferry Building and east of the Agriculture Building, from under the Embarcadero Freeway and along the Embarcadero Roadway, and its impact upon businesses in the area.

By Supervisor Alioto, that letter be sent to the Director of Public Works inquiring whether or not the request for a stop sign at Harrison and Hawthorne Streets has been reconsidered, as requested by the Association of Retarded Citizens.

By Supervisor Alioto, that letter be sent to the Director of Public Works inquiring into the status of curb ramps at Harrison and Vassar, which were approved July 29, 1989, but have not yet been completed.

By Supervisor Gonzalez, that Budget Analyst and City Attorney respond to inquiries made by Gordon Chin of the Chinese Chamber of Commerce, regarding the relinquishment of the Embarcadero Freeway from the State highway system, in a letter to Supervisor Gonzalez dated June 19, 1990.

By Supervisor Kennedy, that letter be sent to the Chief Administrative Officer inquiring whether San Francisco may benefit from participation in the CSAC Telecommunications Network Program.

By Supervisor Nelder, that City Attorney prepare a ballot measure for submission of an ordinance to equate the parking tax rate to the hotel tax rate in San Francisco for the November election.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Rea Bernstein (Entire Board)
Charles Coleman (Supervisor Kennedy)
Ben Farlatti (Supervisor Kennedy)

File 2-90-26

Unanimously adopted by a rising vote.

Monday, June 25, 1990

ADJOURNMENT

There being no further business, the Board at the hour of 5:48 p.m. adjourned.

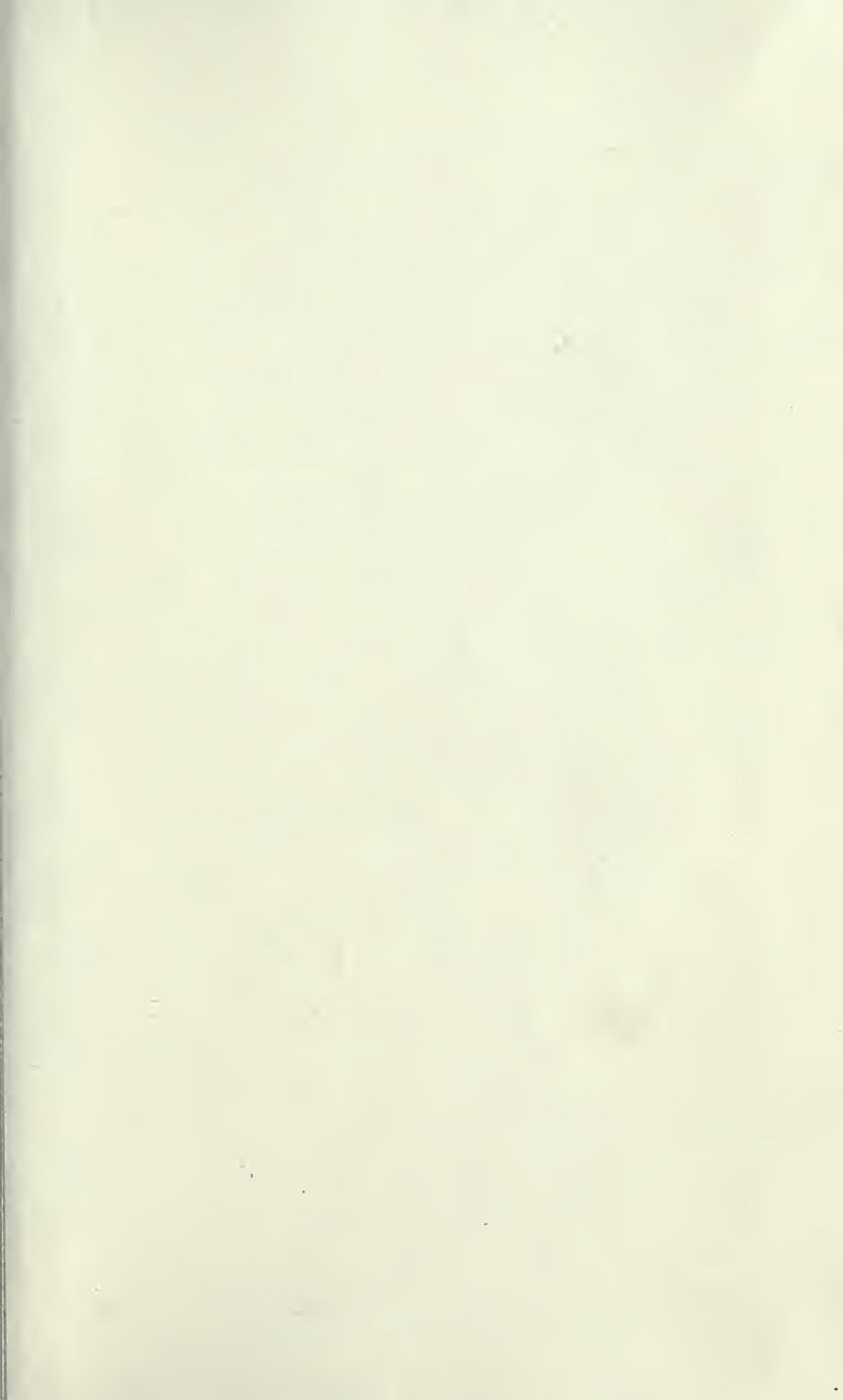
John L. Taylor, Clerk

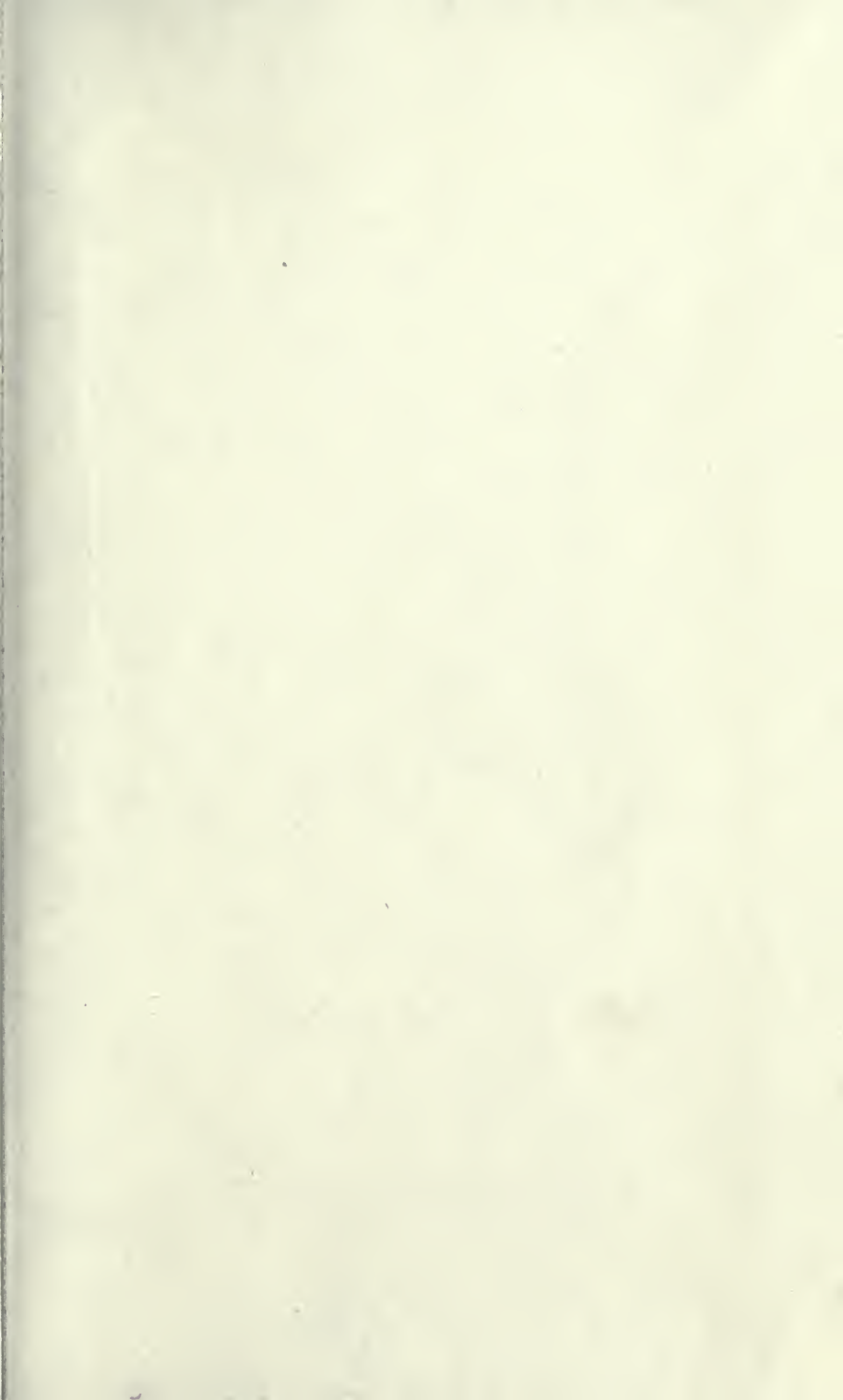
N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on January 7, 1991

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors





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